

ESTTA Tracking number: **ESTTA597730**

Filing date: **04/10/2014**

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	F.N.B. Corporation
Granted to Date of previous extension	04/12/2014
Address	3838 Tamiami Trail North, Suite 310 Naples, FL 34103 UNITED STATES

Correspondence information	WHITELAW LEGAL GROUP 3838 Tamiami Trail North, Suite 310 Naples, FL 34103 UNITED STATES ttabmail@whitelawfirm.com Phone:239-262-1001
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**Applicant Information**

Application No	86071112	Publication date	02/11/2014
Opposition Filing Date	04/10/2014	Opposition Period Ends	04/12/2014
Applicant	LinkShot, LLC 1267 Calle Christopher Encinitas, CA 92024 CANADA		

**Goods/Services Affected by Opposition**


Class 035. First Use: 0 First Use In Commerce: 0 All goods and services in the class are opposed, namely: On-line business networking services; On-line professional networking services
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**Grounds for Opposition**

Deceptiveness	Trademark Act section 2(a)
False suggestion of a connection	Trademark Act section 2(a)
Priority and likelihood of confusion	Trademark Act section 2(d)
Dilution	Trademark Act section 43(c)

**Marks Cited by Opposer as Basis for Opposition**

U.S. Registration No.	2726003	Application Date	12/20/2001
Registration Date	06/10/2003	Foreign Priority Date	NONE

Word Mark	NONE
Design Mark	
Description of Mark	NONE
Goods/Services	Class 036. First use: First Use: 2002/01/18 First Use In Commerce: 2002/01/18 BANKING SERVICES; DEPOSITORY SERVICES, NAMELY CHECKING ACCOUNT SERVICES, SAVINGS ACCOUNT SERVICES, CERTIFICATE OF DEPOSIT ACCOUNT SERVICES AND MONEY MARKET ACCOUNT SERVICES; FINANCIAL SERVICES IN THE NATURE OF AN INVESTMENT SECURITY; FINANCIAL INFORMATION IN THE NATURE OF RATES OF EXCHANGE, FINANCIAL EXCHANGE, FINANCIAL FORECASTING AND FINANCIAL GUARANTEE AND SURETY; FINANCIAL INFORMATION PROVIDED BY ELECTRONIC MEANS; FINANCIAL MANAGEMENT; FINANCIAL PLANNING; FINANCIAL PORTFOLIO MANAGEMENT; FINANCIAL RESEARCH; FINANCIAL VALUATION OF PERSONAL PROPERTY AND REAL ESTATE; LOAN FINANCING; LEASE-PURCHASE FINANCING; FINANCING SERVICES; FINANCIAL PORTFOLIO MANAGEMENT; AND INVESTMENT SERVICES, NAMELY INVESTMENT BROKERAGE; CAPITAL INVESTMENT CONSULTATION; COMMODITY INVESTMENT ADVICE; FUND INVESTMENT CONSULTATION; INVESTMENT CONSULTATION; FINANCIAL INVESTMENT IN THE FIELD OF SECURITIES; FUNDS INVESTMENT; MUTUAL FUNDS INVESTMENT; REAL ESTATE INVESTMENT; COMMODITY INVESTMENT ADVICE; INVESTMENT ADVICE; INVESTMENT BROKERAGE; INVESTMENT CLUBS; CAPITAL INVESTMENT CONSULTATION; INVESTMENT MANAGEMENT; MAINTAINING ESCROW ACCOUNTS FOR INVESTMENTS; INVESTMENT OF FUNDS FOR OTHERS; INSURANCE SERVICES, NAMELY INSURANCE UNDERWRITING, BROKERAGE AND EXTENDED WARRANTY CONTRACTS IN THE FIELDS OF LIFE, HEALTH, ACCIDENT, FIRE, MARINE, MEDICAL AND PRE-PAID HEALTH CARE AND LEGAL SERVICES; INSURANCE ADMINISTRATION IN THE FIELD OF LIFE, HEALTH, ACCIDENT, FIRE, MARINE, MEDICAL AND PRE-PAID HEALTH CARE AND LEGAL SERVICES; INSURANCE AGENCIES IN THE FIELDS OF LIFE, HEALTH, ACCIDENT, FIRE, MARINE, MEDICAL AND PRE-PAID HEALTH CARE AND LEGAL SERVICES; APPRAISALS FOR INSURANCE CLAIMS OF PERSONAL PROPERTY AND REAL ESTATE; INSURANCE BROKERAGE, CONSULTATION, SUBROGATION AND ACTUARIAL SERVICES IN THE FIELDS OF LIFE, HEALTH, ACCIDENT, FIRE, MARINE, MEDICAL AND PRE-PAID HEALTH CARE AND LEGAL SERVICES; AND INFORMATION SERVICES FOR ALL OF THE FOREGOING PROVIDED VIA A GLOBAL COMPUTER NETWORK

U.S. Registration No.	2791175	Application Date	07/26/2002
Registration Date	12/09/2003	Foreign Priority Date	NONE
Word Mark	FIRST NATIONAL BANK OF FLORIDA		

Design Mark	 <p data-bbox="544 378 1055 451"><b>First National Bank</b> of Florida</p>
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Description of Mark	NONE
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Goods/Services	<p>Class 036. First use: First Use: 2002/06/24 First Use In Commerce: 2002/06/24</p> <p>Banking services; financial services in the nature of an investment security; financial information in the nature of rates of exchange, financial exchange, financial forecasting and financial guarantee and surety; financial information provided by electronic means; financial management; financial planning; financial portfolio management; financial research; Financial valuation of personal property and real estate; loan financing; lease-purchase financing; financing services; investment services, namely investment brokerage; capital investment consultation; commodity investment advice; fund investment consultation; investment consultation; financial investment in the field of securities; funds investment; mutual funds investment; real estate investment; commodity investment advice; investment advice; investment brokerage; investment clubs; capital investment consultation; investment management; maintaining escrow accounts for investments; investment of funds for others; insurance services, namely insurance underwriting, brokerage and extended warranty contracts in the fields of life, health, accident, fire, marine, medical and pre-paid healthcare and legal services; insurance administration in the field of life, health, accident, fire, marine, medical and pre-paid health care and legal services; insurance agencies in the fields of life, health, accident, fire, marine, medical and pre-paid health care and legal services; appraisals for insurance claims of personal property and real estate; insurance brokerage, consultation, subrogation and actuarial services in the fields of life, health, accident, fire, marine, medical and pre-paid health care and legal services; debit card services; credit card services; electronic interactive banking services; Internet banking services; safety deposit box services; and information services for all for the foregoing provided via a global computer network</p>
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U.S. Registration No.	2794599	Application Date	04/29/2002
Registration Date	12/16/2003	Foreign Priority Date	NONE
Word Mark	FIRST NATIONAL BANK OF FLORIDA		

Design Mark	
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Description of Mark	NONE
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Goods/Services	<p>Class 036. First use: First Use: 2002/04/22 First Use In Commerce: 2002/04/22 banking services; depository services, namely checking account services, savings account services, certificate of deposit account services and money market account services; financial services in the nature of an investment security; financial analysis and consultation; financial clearing houses; financial information in the nature of rates of exchange, financial exchange, financial forecasting and financial guarantee and surety; financial information provided by electronic means; financial management; financial planning; financial portfolio management; financial research; financial valuation of personal property and real estate; loan financing; lease-purchase financing; financing services; financial portfolio management; investment services, namely investment brokerage, capital investment consultation, commodity investment advice, fund investment consultation and investment consultation; financial investment in the field of securities; funds investment; mutual funds investment; real estate investment; commodity investment advice; investment advice; investment brokerage; investment clubs; capital investment consultation; investment management; maintaining escrow accounts for investments; investment of funds for others; insurance services, namely insurance underwriting and extended warranty contracts in the fields of life, health, accident, fire, marine, medical and pre-paid health care and legal services; insurance administration in the field of life, health, accident, fire, marine, medical and pre-paid health care and legal services; insurance agencies in the fields of life, health, accident, fire, marine, medical and pre-paid health care and legal services; appraisals for insurance claims of personal property and real estate; insurance brokerage, consultation, subrogation and actuarial services in the fields of life, health, accident, fire, marine, medical and pre-paid health care and legal services; investment and financial investment in the field of real estate and securities; automated teller machine services; on-line banking services; and information services for all of the foregoing provided via a global computer network</p>
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U.S. Registration No.	2797535	Application Date	07/26/2002
Registration Date	12/23/2003	Foreign Priority Date	NONE
Word Mark	FIRST NATIONAL BANK OF PENNSYLVANIA		

Design Mark	
Description of Mark	NONE
Goods/Services	Class 036. First use: First Use: 2002/07/15 First Use In Commerce: 2002/07/15 Banking services; financial services in the nature of an investment security; financial information in the nature of rates of exchange, financial exchange, financial forecasting and financial guarantee and surety; financial information provided by electronic means; financial management; financial planning; financial portfolio management; financial research; financial valuation of personal property and real estate; loan financing; lease-purchase financing; financing services; capital investment consultation; commodity investment advice; fund investment consultation; investment consultation; financial investment in the field of securities; funds investment; mutual funds investment; real estate investment; investment advice; investment brokerage; investment clubs; investment management; maintaining escrow accounts for investments; investment of funds for others; insurance services, namely insurance underwriting, brokerage and extended warranty contracts in the fields of life, health, accident, fire, marine, medical and pre-paid health care and legal services; insurance administration in the field of life, health, accident, fire, marine, medical and pre-paid health care and legal services; insurance agencies in the fields of life, health, accident, fire, marine, medical and pre-paid health care and legal services; appraisals for insurance claims of personal property and real estate; insurance brokerage, consultation, subrogation and actuarial services in the fields of life, health, accident, fire, marine, medical and pre-paid health care and legal services; debit card services; credit card services; electronic interactive banking services; Internet banking services; safety deposit box services; and information services for all for the foregoing provided via a global computer network

U.S. Registration No.	2810437	Application Date	04/03/2002
Registration Date	02/03/2004	Foreign Priority Date	NONE
Word Mark	FIRST NATIONAL BANK OF PENNSYLVANIA		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 036. First use: First Use: 2002/01/18 First Use In Commerce: 2002/01/18		

	<p>Banking services; depository services, namely checking account services, savings account services, certificate of deposit services and money market account services; financial services in the nature of an investment security services; financial analysis and consultation; financial clearing houses; financial information in the nature of rates of exchange; financial exchange; financial forecasting; financial guarantee and surety; financial information provided by electronic means; financial management; financial planning; financial portfolio management; financial research; financial valuation of personal property and real estate; loan financing; lease-purchase financing; financing services; financial portfolio management; investment services, namely investment brokerage; capital investment consultation; commodity investment advice; fund investment consultation; investment consultation; financial investment in the field of securities; funds investment; mutual funds investment; real estate investment; investment advice; investment clubs; investment management; investment of funds for others; insurance services, namely insurance underwriting and extended warranty contracts in the fields of life, health, accident, fire, marine, medical, pre-paid health care and legal services; insurance administration in the field of life, health, accident, fire, marine, medical, pre-paid health care and legal services; insurance agencies in the fields of life, health, accident, fire, marine, medical, pre-paid healthcare, legal services; appraisals for insurance claims of personal property, real estate; insurance brokerage, consultation, subrogation and actuarial services in the fields of life, health, accident, fire, marine, medical, pre-paid health care and legal services; investment and financial investment in the field of real estate, securities; financial services in the nature of an investment security; financial services in the nature of an investment security; maintaining escrow accounts for investments; and mutual fund services; information services for all of the foregoing provided via a global computer network</p>
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U.S. Registration No.	2864928	Application Date	02/03/2003
Registration Date	07/20/2004	Foreign Priority Date	NONE
Word Mark	F.N.B. WEALTH MANAGEMENT		
Design Mark			
Description of Mark	NONE		
Goods/Services	<p>Class 036. First use: First Use: 2003/01/00 First Use In Commerce: 2003/01/00  Banking services; safe deposit box services; depository services, namely checking account services, savings account services, certificate of deposit account services, holiday and vacation club accounts, Individual Retirement Accounts, SelfEmployed Qualified Retirement Plans, rent security accounts and money market account services; direct deposit services; mutual funds services; trust services; lending services, namely mortgage, consumer, retail and commercial loans; fiduciary services and trust administration; financial analysis and consultation; financial clearing houses; financial services in the nature of an investment security; financial information in the nature of rates of exchange,</p>		

financial exchange, financial forecasting and financial guarantee and surety; financial information provided by electronic means; financial management; financial planning; financial portfolio management; financial research; financial valuation of personal property and real estate; loan financing; lease-purchase financing; financing services; investment services, namely investment brokerage; capital investment consultation and advice; fund investment consultation; investment consultation; financial investment in the field of securities; funds investment; mutual funds investment; real estate investment; commodity investment advice; investment advice; investment brokerage; investment clubs; capital investment consultation; investment management; maintaining escrow accounts for investments; investment of funds for others; investment of funds, mutual funds and real estate; capital investment; investment of trust funds for others; financing housing for moderate income citizens; insurance services, namely insurance underwriting, brokerage and extended warranty contracts in the fields of life, health, accident, fire, marine, medical and pre-paid health care and legal services; insurance administration and agencies in the field of life, health, accident, fire, marine, medical and pre-paid health care and legal services; insurance agencies in the fields of life, health, accident, fire, marine, medical and pre-paid health care and legal services; appraisals for insurance claims of personal property and real estate; insurance brokerage, consultation, subrogation and actuarial services in the fields of life, health, accident, fire, marine, medical and pre-paid health care and legal services; investment and financial investment in the field of real estate and securities; debit card services; credit card services; electronic interactive banking services; internet banking services; telephone banking services; automated teller machine services; and information services for all for the foregoing provided via a global computer network

U.S. Registration No.	2874225	Application Date	05/15/2002
Registration Date	08/17/2004	Foreign Priority Date	NONE
Word Mark	FIRST NATIONAL TRUST COMPANY		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 036. First use: First Use: 2002/05/06 First Use In Commerce: 2002/05/06 Banking services; depository services, namely checking account services, savings account services, certificate of deposit account services and money market account services; financial services in the nature of an investment security; financial analysis and consultation; financial clearing houses; financial information in the field of rates of exchange, financial exchange, financial forecasting and financial guarantee and surety; financial information provided by electronic means; financial management; financial management; financial planning; financial portfolio management; financial research; financial valuation of personal property and real estate; loan financing; lease-purchase financing; financing services; financial portfolio management, commodity investment advice, fund investment consultation and investment consultation; financial		

	investment in the field of securities; funds investment; mutual funds investment; real estate investment; commodity investment advice; investment advice; investment brokerage; investment clubs; capital investment consultation; investment management; maintaining escrow accounts for investments; investment of funds for others; insurance services, namely insurance underwriting and extended warranty contracts in the fields of life, health, accident, fire, marine, medical and pre-paid health care and legal services; insurance administration in the field of life, health, accident, fire, marine, medical and pre-paid health care and legal services; insurance agencies in the fields of life, health, accident, fire, marine, medical and pre-paid health care and legal services; appraisals for insurance claims of personal property and real estate; insurance brokerage, consultation, subrogation and actuarial services in the fields of life, health, accident, fire, marine, medical and pre-paid health care and legal services; financial investment in the field of real estate and securities; automated teller machine services; on-line banking services; and information services for all of the foregoing provided via a global computer network
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U.S. Registration No.	3115891	Application Date	03/11/2002
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Registration Date	07/18/2006	Foreign Priority Date	NONE
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Word Mark	FIRST NATIONAL BANK
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Description of Mark	NONE
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Goods/Services	Class 036. First use: 2002/02/16 First Use In Commerce: 2002/02/16 Banking services; depository services, namely checking account services, savings account services, certificate of deposit account services, holiday and vacation club accounts, Individual Retirement Accounts, Self Employed Qualified Retirement Plans, rent security accounts and money market account services; financial services in the nature of an investment security; financial information in the nature of rates of exchange, financial exchange, financial forecasting and financial guarantee and surety; financial information provided by electronic means; financial management; financial planning; financial portfolio management; financial research; financial valuation of personal property and real estate; loan financing; lease-purchase financing; financing services; financial portfolio management; and investment services, namely investment brokerage; capital investment consultation; commodity investment advice; fund investment consultation; investment consultation; financial investment in the field of securities; funds investment; mutual funds investment; real estate investment; commodity investment advice; investment advice; investment brokerage; investment clubs; capital investment consultation; investment management; maintaining escrow accounts for investments; investment of funds for others; insurance services, namely insurance underwriting, brokerage and extended warranty contracts in the fields of life, health, accident, fire, marine, medical and pre-paid health care and legal services; insurance administration in the field of
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	life, health, accident, fire, marine, medical and pre-paid health care and legal services; insurance agencies in the fields of life, health, accident, fire, marine, medical and pre-paid health care and legal services; appraisals for insurance claims of personal property and real estate; insurance brokerage, consultation, subrogation and actuarial services in the fields of life, health, accident, fire, marine, medical and pre-paid health care and legal services; and information services for all of the foregoing provided via a global computer network
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U.S. Registration No.	3246078	Application Date	05/15/2002
Registration Date	05/29/2007	Foreign Priority Date	NONE


Word Mark	F.N.B. INVESTMENT ADVISORS, INC.
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Design Mark	
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Description of Mark	NONE
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Goods/Services	Class 036. First use: First Use: 2002/05/06 First Use In Commerce: 2002/05/06 banking services; depository services, namely checking account services, savings account services, certificate of deposit account services and money market account services; financial services in the nature of an investment security; financial analysis and consultation; financial clearing houses; financial information in the nature of rates of exchange, financial exchange, financial forecasting and financial guarantee and surety; financial information provided by electronic means; financial management; financial planning; financial portfolio management; financial research; financial valuation of personal property and real estate; loan financing; lease-purchase financing; financing services; financial portfolio management; investment services, namely investment brokerage, capital investment consultation, commodity investment advice, fund investment consultation and investment consultation; financial investment in the field of securities; funds investment; mutual funds investment; real estate investment; commodity investment advice; investment advice; investment brokerage; investment clubs; capital investment consultation; investment management; maintaining escrow accounts for investments; investment of funds for others; insurance services, namely insurance underwriting and extended warranty contracts in the fields of life, health, accident, fire, marine, medical and pre-paid health care and legal services; insurance administration in the field of life, health, accident, fire, marine, medical and pre-paid health care and legal services; insurance agencies in the fields of life, health, accident, fire, marine, medical and pre-paid health care and legal services; appraisals for insurance claims of personal property and real estate; insurance brokerage, consultation, subrogation and actuarial services in the fields of life, health, accident, fire, marine, medical and pre-paid health care and legal services; investment and financial investment in the field of real estate and securities; automated teller machine services; on-line banking services; and information services for all of the foregoing provided via a global computer network
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U.S. Registration No.	3267722	Application Date	05/12/2005
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Registration Date	07/24/2007	Foreign Priority Date	NONE
Word Mark	FIRST NATIONAL INSURANCE AGENCY		
Design Mark	 <p><b>First National Insurance Agency</b></p>		
Description of Mark	NONE		
Goods/Services	Class 036. First use: First Use: 2004/01/01 First Use In Commerce: 2004/01/01 Insurance brokerage services in the fields of life, health, accident, fire, marine, medical, pre-paid health care, property and commercial property and casualty insurance; insurance investment in the field of annuities; insurance administration, consultation and agencies in the fields of life, health, accident fire, marine, medical and pre-paid health care		

U.S. Registration No.	3370414	Application Date	10/17/2005
Registration Date	01/15/2008	Foreign Priority Date	NONE
Word Mark	F.N.B. CAPITAL CORPORATION		
Design Mark	 <p><b>F.N.B. Capital Corporation</b></p>		
Description of Mark	NONE		
Goods/Services	Class 036. First use: First Use: 2005/10/01 First Use In Commerce: 2005/10/01 Merchant banking; banking services; safe deposit box services; depository services, namely, checking account services, savings account services, administration of holiday and vacation club accounts, Individual Retirement Accounts, Self Employed Qualified Retirement Plans, rent security accounts and money market account services; banking services, namely, direct deposit services; mutual funds services, namely, establishment of mutual funds for others and brokerage, investment and distribution; trust services, namely, investment and trust company services; lending services, namely, mortgage, consumer, retail and commercial loans; fiduciary representative services and trust administration; financial analysis and consultation; financial clearing houses; financial information in the nature of rates of exchange, financial exchange, financial forecasting and financial guarantee and surety; financial information provided by electronic means; financial management; financial planning; financial portfolio management; financial research; financial valuation of personal property and real estate; loan financing; lease-purchase financing; financing services; investment services, namely, investment brokerage; capital		

investment consultation and advice; fund investment consultation; investment consultation; financial investment in the field of securities; funds investment; mutual funds investment; investment advice; investment brokerage; capital investment consultation; investment management; investment of funds for others; investment of funds and mutual funds; capital investment; investment of trust funds for others; financing housing for moderate income citizens; insurance services, namely, brokerage in the fields of life, health, accident, fire, marine, medical and pre-paid health care; insurance administration and agencies in the field of life, health, accident, fire, marine, medical, pre-paid health care; insurance agencies in the fields of life, health, accident, fire, marine, medical, pre-paid health care; appraisals for insurance claims of personal property and real estate; insurance brokerage, consultation, subrogation and actuarial services in the fields of life, health, accident, fire, marine, medical, pre-paid health care; investment and financial investment in the field of securities; debit card services; credit card services; electronic interactive banking services; internet banking services; telephone banking services; automated teller machine services

U.S. Registration No.	3532944	Application Date	01/10/2007
Registration Date	11/18/2008	Foreign Priority Date	NONE
Word Mark	FIRST NATIONAL INVESTMENT SERVICES COMPANY		
Design Mark	 <p><b>First National Investment Services Company</b></p>		
Description of Mark	NONE		
Goods/Services	<p>Class 036. First use: First Use: 2002/07/18 First Use In Commerce: 2002/07/18 Banking services; depository services, namely, checking account services, savings account services, certificate of deposit account services, holiday and vacation club accounts, Individual Retirement Accounts, Self Employed Qualified Retirement Plans, rent security accounts and money market account services; financial services in the nature of an investment security; financial information in the nature of rates of exchange, financial exchange, financial forecasting and financial guarantee and surety; financial information provided by electronic means; financial management; financial planning; financial portfolio management; financial research; financial valuation of personal property and real estate; loan financing; lease-purchase financing; financing services; financial portfolio management; and investment services, namely, investment brokerage; capital investment consultation; commodity investment advice; fund investment consultation; investment consultation; financial investment in the field of securities; funds investment; mutual funds investment; real estate investment; commodity investment advice; investment advice; investment brokerage; investment clubs; capital investment consultation; investment management; maintaining escrow accounts for investments; investment of funds for others; insurance services, namely, insurance underwriting, brokerage and extended warranty contracts in the fields of life, health, accident, fire, marine, medical and pre-paid health care and legal services; insurance administration in the field of</p>		

	life, health, accident, fire, marine, medical and pre-paid health care and legal services; insurance agencies in the fields of life, health, accident, fire, marine, medical and pre-paid health care and legal services; appraisals for insurance claims of personal property and real estate; insurance brokerage, consultation, subrogation and actuarial services in the fields of life, health, accident, fire, marine, medical and pre-paid health care and legal services; and information services for all of the foregoing provided via a global computer network		
U.S. Registration No.	3532946	Application Date	01/10/2007
Registration Date	11/18/2008	Foreign Priority Date	NONE
Word Mark	F.N.B. CORPORATION		
Design Mark	 <p>F.N.B. Corporation</p>		
Description of Mark	NONE		
Goods/Services	<p>Class 036. First use: First Use: 2002/07/18 First Use In Commerce: 2002/07/18</p> <p>Banking services; safe deposit box services; depository services, namely, checking account services, savings account services, certificate of deposit account services, administration of holiday and vacation club accounts, Individual Retirement Accounts, Self Employed Qualified Retirement Plans, rent security accounts and money market account services; banking services, namely, direct deposit services; mutual funds services, namely, establishment of mutual funds for others and brokerage, investment and distribution; trust services, namely, investment and trust company services; lending services, namely, mortgage, consumer, retail and commercial loans; fiduciary representative services and trust administration; financial analysis and consultation; financial clearing houses; financial services in the nature of an investment security; financial information in the nature of rates of exchange, financial exchange, financial forecasting and financial guarantee and surety; financial information provided by electronic means; financial management; financial planning; financial portfolio management; financial research; financial valuation of personal property and real estate; loan financing; lease-purchase financing; financing services; investment services, namely, investment brokerage; capital investment consultation and advice; fund investment consultation; investment consultation; financial investment in the field of securities; funds investment; mutual funds investment; real estate investment; commodity investment advice; investment advice; investment brokerage; investment clubs; capital investment consultation; investment management; maintaining escrow accounts for investments; investment of funds for others; investment of funds, mutual funds and real estate; capital investment consultation; investment of trust funds for others; financing housing for moderate income citizens; insurance services, namely, insurance underwriting, brokerage and extended warranty contracts in the fields of life, health, accident, fire, marine, medical, pre-paid health care and legal services; insurance</p>		

	administration and agencies in the field of life, health, accident, fire, marine, medical, pre-paid health care and legal services; insurance agencies in the fields of life, health, accident, fire, marine, medical, pre-paid health care and legal services; appraisals for insurance claims of personal property and real estate; insurance brokerage, consultation, subrogation and actuarial services in the fields of life, health, accident, fire, marine, medical, pre-paid health care and legal services; investment and financial investment in the field of real estate and securities; debit card services; credit card services; electronic interactive banking services; Internet banking services; telephone banking services; automated teller machine services; and information services for all for the foregoing provided via a global computer network
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U.S. Registration No.	3532947	Application Date	01/10/2007
Registration Date	11/18/2008	Foreign Priority Date	NONE

Word Mark	REGENCY FINANCE COMPANY
Design Mark	

Description of Mark	NONE
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Goods/Services	Class 036. First use: First Use: 2002/07/18 First Use In Commerce: 2002/07/18 Consumer finance services; tax preparation services, namely, checking account services, savings account services, administration of holiday and vacation club accounts, Individual Retirement Accounts, Self Employed Qualified Retirement Plans, and money market account services; banking services; lending services, namely, mortgage, consumer, retail and commercial loans; financial analysis and consultation; financial services in the nature of an investment security; financial information in the nature of rates of exchange, financial exchange; financial information provided by electronic means; financial management; financial research; financial valuation of personal property and real estate; loan financing; lease-purchase financing; financing services; investment advice, banking, brokerage, consultation, and management services; financial investment in the field of securities; funds investment; real estate investment; maintaining escrow accounts; investment of funds and real estate; capital investment services; financing housing for moderate income citizens; death and disability insurance underwriting and brokerage; insurance administration and agencies in the field of death and disability insurance; investment and financial investment in the field of real estate and securities; debit card services; credit card services; electronic interactive banking and financial services; internet banking and financial services; telephone banking services; automated teller machine services; and information services for all for the foregoing provided via a global computer network
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U.S. Registration No.	3532949	Application Date	01/10/2007
Registration Date	11/18/2008	Foreign Priority Date	NONE

Word Mark	CITIZENS FINANCIAL SERVICES
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Design Mark	 <p data-bbox="565 346 1161 399">Citizens Financial Services</p>
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Description of Mark	NONE
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Goods/Services	<p data-bbox="483 598 1421 630">Class 036. First use: First Use: 2002/07/18 First Use In Commerce: 2002/07/18</p> <p data-bbox="483 640 1437 1407">Consumer finance services, namely, consumer lending services; on-line consumer finance services, namely, consumer lending services; consumer finance services, namely, financial valuation of personal property and real estate, financing housing for moderate income citizens, internet consumer finance services, lease-purchase financing, commercial and consumer lending services, loan financing; tax preparation services; depository services, namely, checking account services, savings account services, administration of holiday and vacation club accounts, Individual Retirement Accounts, Self Employed Qualified Retirement Plans, and money market account services; banking services; lending services, namely, mortgage, consumer, retail and commercial loans; financial analysis and consultation; financial services in the nature of an investment security; financial information in the nature of rates of exchange, financial exchange; financial information provided by electronic means; financial management; financial research; financial valuation of personal property and real estate; loan financing; lease-purchase financing; financing services; investment consultation services; financial investment in the field of securities; funds investment; real estate investment; maintaining escrow accounts; investment of funds and real estate; capital investment; financing housing for moderate income citizens; death and disability insurance brokerage; insurance administration and agencies in the field of death and disability insurance brokerage, administration, agency, consultation and subrogation services; investment and financial investment in the field of real estate and securities; debit card services; credit card services; electronic interactive banking services; internet banking services; telephone banking services; automated teller machine services; and information services for all for the foregoing provided via a global computer network</p>
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U.S. Registration No.	3532951	Application Date	01/10/2007
Registration Date	11/18/2008	Foreign Priority Date	NONE


Word Mark	FIRST NATIONAL TRUST COMPANY
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Design Mark	 <p data-bbox="532 1837 1421 1921">First National Trust Company</p>
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Description of Mark	NONE
Goods/Services	Class 036. First use: First Use: 2002/07/18 First Use In Commerce: 2002/07/18 Trust and banking services; depository services related to trust and benefit accounts; estate services, namely, creating and administering living, testamentary and charitable remainder trusts; estate planning, settlement and administration; administration of qualified retirement plans, including Individual Retirement Accounts, Self Employed Qualified Retirement Plans, 401(k) plans and other types of qualified and non-qualified retirement plans and money market account services; investment management services to individuals, corporate clients and institutional clients; fiduciary representative services and trust administration; tax deduction and gifting programs; financial analysis and consultation; financial services in the nature of an investment security; financial information in the nature of financial forecasting and financial guarantee and surety; financial information provided by electronic means; financial management; financial planning; financial portfolio management; financial research; financial valuation of personal property and real estate; investment services, namely, investment brokerage; capital investment consultation and advice; fund investment consultation; investment consultation; financial investment in the field of securities; funds investment; mutual funds investment; real estate investment; commodity investment advice; investment advice; investment brokerage; investment clubs; capital investment consultation; investment management; maintaining escrow accounts for investments; investment of funds for others; investment of funds, mutual funds and real estate; capital investment; investment of trust funds for others; life insurance brokerage, agency, administration, consultation and subrogation services; financial planning for education; financial risk planning via health care, disability, long-term care and life insurance; business successors financial planning; retirement financial planning; administration of educational funding accounts; electronic interactive banking services, internet banking services, telephone banking services, and information services for all for the foregoing provided via a global computer network; management and administration of defined benefit plans, profit sharing plans and non-qualified retirement plans; investment management services; corporate trust and bond transfer agency services; corporate escrow services and custodial services; institutional investment advisory services; municipal and county government pension services; financial management of hospital and foundation fund services; institutional financial custodial services; estate planning; services as trustee, executor and trust under will; stock and bond portfolio management; and providing information for all the foregoing via global computer networks


U.S. Registration No.	3578442	Application Date	04/20/2007
Registration Date	02/24/2009	Foreign Priority Date	NONE
Word Mark	F.N.B. INVESTMENT ADVISORS		
Design Mark	 <p><b>F.N.B. Investment Advisors</b></p>		
Description of Mark	NONE		
Goods/Services	Class 036. First use: First Use: 2002/07/18 First Use In Commerce: 2002/07/18 Banking services; investment advisory services for companies, endowments and foundations, investment advisory services for high net worth individuals and		

institutions, management services for discretionary investment relationships; core equity and intermediate term fixed income management; administration and management of, Individual Retirement Accounts, Self Employed Qualified Retirement Plans, 401(k) plans and other type qualified and non-qualified retirement plans and money market account services; mutual funds services, namely, establishment of mutual funds for others and brokerage, investment and distribution; trust services, namely, investment and trust company services; fiduciary representative services and trust administration; financial analysis and consultation; financial clearing houses; financial services in the nature of an investment security; financial information in the nature of rates of exchange, financial exchange, financial forecasting and financial guarantee and surety; financial information provided by electronic means; financial management; financial planning; financial portfolio management; financial research; financial valuation of personal property and real estate; financing services; investment services, namely, investment brokerage; capital investment consultation and advice; fund investment consultation; investment consultation; financial investment in the field of securities; funds investment; mutual funds investment; real estate investment; commodity investment advice; investment advice; investment brokerage; investment clubs; capital investment consultation; investment management; maintaining escrow accounts for investments; investment of funds for others; investment of funds, mutual funds and real estate; capital investment; investment of trust funds for others; investment and financial investment in the field of real estate and securities; electronic interactive financial and investment services; internet financial and investment services; telephone investment and financial services; and information services for all for the foregoing provided via a global computer network

U.S. Registration No.	3571126	Application Date	04/20/2007
Registration Date	02/10/2009	Foreign Priority Date	NONE
Word Mark	FMAC FINANCE AND MORTGAGE ACCEPTANCE CORPORATION		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 036. First use: First Use: 2002/07/18 First Use In Commerce: 2002/07/18 Banking services; savings account services; administration of holiday and vacation club accounts; lending services, namely, mortgage, consumer, retail and commercial loans; financial services in the nature of an investment security; lease-purchase financing; financing services; credit card services; electronic interactive banking services; internet banking services; telephone banking services; and information services for all for the foregoing provided via a global computer network		

U.S. Registration No.	3585196	Application Date	01/10/2007
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Registration Date	03/10/2009	Foreign Priority Date	NONE
Word Mark	F.N.B. CONSUMER DISCOUNT		
Design Mark	 <b>F.N.B. Consumer Discount</b>		
Description of Mark	The mark consists of stars, stripes, a handshake, and the words "F.N.B. CONSUMER DISCOUNT".		
Goods/Services	<p>Class 036. First use: First Use: 2002/07/18 First Use In Commerce: 2002/07/18</p> <p>Consumer finance services, namely, consumer lending services; on-line consumer finance services, namely, consumer lending services; consumer finance services, namely, financial valuation of personal property and real estate, financing housing for moderate income citizens, internet consumer finance services, lease-purchase financing, commercial and consumer lending services, loan financing; tax preparation services; depository services, namely, checking account services, savings account services, administration of holiday and vacation club accounts, Individual Retirement Accounts, Self Employed Qualified Retirement Plans, and money market account services; banking services; lending services, namely, mortgage, consumer, retail and commercial loans; financial analysis and consultation; financial services in the nature of an investment security; financial information in the nature of rates of exchange, financial exchange; financial information provided by electronic means; financial management; financial research; financial valuation of personal property and real estate; loan financing; lease-purchase financing; financing services; investment consultation services; financial investment in the field of securities; funds investment; real estate investment; maintaining escrow accounts; investment of funds and real estate; capital investment; financing housing for moderate income citizens; death and disability insurance brokerage; insurance administration and agencies in the field of death and disability insurance brokerage, administration, agency, consultation and subrogation services; investment and financial investment in the field of real estate and securities; debit card services; credit card services; electronic interactive banking services; internet banking services; telephone banking services; automated teller machine services; and information services for all for the foregoing provided via a global computer network</p>		

U.S. Registration No.	3649287	Application Date	09/11/2007
Registration Date	07/07/2009	Foreign Priority Date	NONE
Word Mark	FINANCE AND MORTGAGE ACCEPTANCE CORPORATION		
Design Mark	 <b>Finance and Mortgage Acceptance Corporation</b>		

Description of Mark	NONE
Goods/Services	Class 036. First use: First Use: 2002/07/18 First Use In Commerce: 2002/07/18 Consumer financing services and loan financing; electronic consumer financing services; financial valuation of personal property and real estate; financing housing for moderate income citizens; internet consumer financing services; lease-purchase financing; lending services, namely, mortgage and consumer, retail and commercial loan financing, loan financing, brokerage of subordinated notes, namely, short-term debt securities, cash flow services, namely, providing cash to mortgage notes in return for ownership of the mortgage, information services for all for the foregoing provided via a global computer network


U.S. Registration No.	3663100	Application Date	11/26/2008
Registration Date	08/04/2009	Foreign Priority Date	NONE

Word Mark	FIRST NATIONAL BANK
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Design Mark	
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Description of Mark	The mark consists of Stars, stripes, a handshake, the colors red, white and blue and the words "FIRST NATIONAL BANK".
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Goods/Services	Class 036. First use: First Use: 2002/02/16 First Use In Commerce: 2002/02/16 Banking services; depository services, namely, checking account services, savings account services, certificate of deposit account services, holiday and vacation club accounts, Individual Retirement Accounts, Self Employed Qualified Retirement Plans, rent security accounts and money market account services; financial services in the nature of an investment security; financial information in the nature of rates of exchange, financial exchange, financial forecasting and financial guarantee and surety; financial information provided by electronic means; financial management; financial planning; financial portfolio management; financial research; financial valuation of personal property and real estate; loan financing; lease-purchase financing; financing services; financial portfolio management; and investment services, namely, investment brokerage; capital investment consultation; commodity investment advice; fund investment consultation; investment consultation; financial investment in the field of securities; funds investment; mutual funds investment; real estate investment; commodity investment advice; investment advice; investment brokerage; investment clubs; capital investment consultation; investment management; maintaining escrow accounts for investments; investment of funds for others; insurance services, namely, insurance underwriting, brokerage and extended warranty contracts in the fields of life, health, accident, fire, marine, medical and pre-paid health care and legal services; insurance administration in the field of life, health, accident, fire, marine, medical and pre-paid health care and legal services; insurance agencies in the fields of life, health, accident, fire, marine, medical and pre-paid health care and legal services; appraisals for insurance claims of personal property and real estate; insurance brokerage,
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	consultation, subrogation and actuarial services in the fields of life, health, accident, fire, marine, medical and pre-paid health care and legal services; and information services for all of the foregoing provided via a global computer network		
U.S. Registration No.	4026821	Application Date	03/31/2010
Registration Date	09/13/2011	Foreign Priority Date	NONE
Word Mark	FIRST NATIONAL BANK PRIVATE BANKING GROUP		
Design Mark			
Description of Mark	The mark consists of a stylized depiction of the top left corner of an American flag with five stars and two hands shaking one another, wherein the sleeve of the right hand breaks off into the three stripes of the flag all above the phrase "FIRST NATIONAL BANK" above the stylized phrase "PRIVATE BANKING GROUP".		
Goods/Services	<p>Class 036. First use: 2009/06/01 First Use In Commerce: 2009/06/01</p> <p>Depository services, namely, administration of holiday and vacation club accounts, automated teller machine services; banking services; checking account services, credit card services, debit card services; banking services, namely, direct deposit services, electronic interactive banking services, financial information provided by electronic means, financial management services, financial clearinghouse services, financial guarantee and surety services, financial valuation of personal property and real estate, financial analysis and consultation, financial forecasting services, financial exchange services, financial portfolio management, financial planning, financing services, financing for low and moderate income persons, home equity loans, providing Individual Retirement Accounts, providing Self Employed Qualified Retirement Plans, internet banking services, internet bill payment, lease-purchase financing, lending services, namely, mortgage, consumer, retail and commercial loans, loan financing, money market account services, night deposit box services, providing financial information in the nature of rates of exchange, remote deposit services, rent security accounts, safe deposit box services, savings account services, telephone banking services, wire transfer services of money, information services for all of the foregoing provided via a global computer network; financial advice and brokerage services in connection with Individual Retirement Accounts; financial advice and brokerage services in connection with Self Employed Qualified Retirement Plans; capital investment consultation and advice; capital investment services; financial information provided by electronic/interactive means; electronic financial planning and banking services; financial investment advice and consultation; financial portfolio management; financial planning; financial information provided by electronic means; financial research; financial valuation of investment portfolio; financial information in the nature of rates of exchange, financial exchange, financial information in the nature of financial forecasting and financial guarantee and surety, financial analysis and consultation; financial and investment management; fund investment</p>		

consultation; funds investment; individual investment advisory services; investment advice and brokerage services in the field of fixed and variable annuities; internet investment and brokerage services, investment advice, investment consultation, investment management, investment advice and brokerage services in the field of mutual funds and securities; management and administration of defined benefit plans, profit sharing plans and non-qualified retirement plans; administration of municipal and county government employee pension services; mutual fund brokerage, distribution and investment services; financial risk management and consultation and planning in the fields of health care, disability, long-term care and life insurance; securities brokerage services, stock and bond portfolio management and advice, information services for all of the foregoing provided via a global computer network; consumer financing services and loan financing; electronic consumer finance services; financial valuation of personal property and real estate; financing housing for moderate income citizens; internet consumer financing services; lease-purchase financing; lending services, namely, mortgage, consumer, retail and commercial loans, loan financing, brokerage of subordinated notes, namely, short-term debt securities, cash flow services, namely, providing cash to mortgage note holders in return for ownership of the note; information services for all of the foregoing provided via a global computer network; Insurance actuarial services including appraisal, administration, agency, brokerage, consultation, and subrogation in the fields of auto, life, health, long term care, property, casualty, accident, fire, marine, medical, pre-paid healthcare; appraisals and evaluation of insurance coverages of personal property and real estate; information services for all of the foregoing provided via a global computer network; business successor's financial planning; financial planning for retirement; maintaining and administering corporate escrow services and custodial services; corporate trust and bond transfer agency services; financial depository services related to trust and benefit accounts; education financial planning; providing educational funding in the nature of (529)i accounts; electronic interactive financial trust management account services; financial administration of employer retirement accounts; estate planning; trust management accounts services as trustee, executor and trust under will; estate planning services including living, testamentary and charitable remainder trusts; estate planning, settlement and administration; fiduciary representative services and trust administration; financial management in the nature of institutional custodial services; internet trust management account services; estate planning for tax deduction and gifting programs; trust services, namely, investment and trust company services; and information services for all of the foregoing provided via a global computer network

U.S. Registration No.	4488811	Application Date	04/29/2011
Registration Date	02/25/2014	Foreign Priority Date	NONE
Word Mark	F.N.B. CAPITAL MARKETS		
Design Mark			

Description of Mark	The mark consists of the following: a flag and handshake design; the stripes are red and white, the stars are white on a blue background; the hands are white with blue outlines; and the wording "F.N.B. CAPITAL MARKETS" underneath in blue.
Goods/Services	<p>Class 036. First use: First Use: 2012/08/03 First Use In Commerce: 2012/08/03</p> <p>Administration of savings accounts; administration savings accounts, namely, offholiday and vacation club accounts; automated teller machine services; banking and financial services, namely, providing money market account service; banking services; banking services, namely, direct deposit services; banking services, namely, night deposit services; checking account services; consumer and commercial lending services; credit card services; debit card services; electronic interactive banking services; financial analysis and consultation; financial clearing house services; financial exchange services; financial forecasting services; financial guarantee and surety services; financial information provided by electronic means; financial management services; financial planning; financial portfolio management; financing services; financial services, namely, money lending; financial services, namely, providing Individual Retirement Accounts, Self Employed Qualified Retirement Plans; financial services, namely, providing remote deposit services for deposit accounts; financial services, namely, rent security account; financial valuation of personal property and real estate; home equity loans; installment loans; internet banking services; lease-purchase financing; loan financing; money market account services; money transfer, electronic transfer of money, electronic funds transfer; night deposit services; online banking services, namely, internet bill paying; providing financial information in the nature of rates of exchange; safe deposit box services; savings account services; telephone banking services; information services for all for the foregoing provided via a global computer network; administration of municipal and county government pension services; capital investment consultation and advice; electronic/interactive financial services; financial analysis and consultation; financial and investment management; financial information in the nature of rates of exchange, financial exchange; financial information in the nature of financial forecasting and financial guarantee and surety; financial information provided by electronic means; financial investment advice and consultation; financial planning; financial portfolio management; financial portfolio management, namely, stock and bond portfolio management; financial portfolio management, namely, stock and bond portfolio management and advice; financial research; financial risk management and consultation via health care, disability, long-term care and life insurance; financial risk management and consultation; financial services, namely, capital investment consultation and management, capital investment consultation, equity capital investment; financial valuation of investment portfolio; fund investment consultation; fund investment services, namely, advice and brokerage services for Individual Retirement Accounts; fund investment services, namely, advice and brokerage services for Self Employed Qualified Retirement Plans; funds investment; individual investment advisory services; internet investment and brokerage services; investment advice; investment advice and brokerage services in the field of annuities (fixed and variable); investment advice and brokerage services in the field of mutual funds and securities; investment consultation; investment management; management and administration of defined benefit plans, profit sharing plans and non-qualified retirement plans; management of capital investment funds; mutual funds investment; mutual fund services, namely, brokerage, distribution and investment; mutual funds services, namely, establishment of mutual funds for others and brokerage, investment and distribution; financial risk planning including health care, disability, long-term care and life insurance; securities brokerage services; information services for all for the foregoing provided via a global computer network; Asset-back financing; foreign currency trading; derivatives trading; structured financing transactions; securitization transactions; financial structuring of equipment loans; education financing; mortgage lending; automobile loans; credit card receivable</p>

	<p>services; corporate receivable services; providing municipal debt type structures; private placement of private equity funds, securities and derivatives for others; loans syndications; equity and interest rates securities; equipment financing; asset backed securities; municipal bond financing; dealing in fixed income products; providing loans secured by commercial paper; issuance of corporate bonds; trading of collateralized mortgage obligations; providing floating rate notes; margin account services; providing bridge and acquisition loans; providing term loans; providing money market lines and project finance, namely, working capital, venture capital funding services for emerging and start-up companies; providing private capital loans; corporate financial advisory services; debt private placement services; equity investing; financial risk management services; issuing mortgage backed securities and asset backed securities; advisory services concerning financing alternatives; information services for all for the foregoing provided via a global computer network</p>
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Attachments	<p>78099433#TMSN.gif( bytes )  78148119#TMSN.gif( bytes )  78124770#TMSN.gif( bytes )  78148147#TMSN.jpeg( bytes )  78119322#TMSN.gif( bytes )  78210012#TMSN.gif( bytes )  78128953#TMSN.gif( bytes )  78113966#TMSN.gif( bytes )  78128969#TMSN.jpeg( bytes )  78629106#TMSN.jpeg( bytes )  78734572#TMSN.jpeg( bytes )  77079792#TMSN.jpeg( bytes )  77079846#TMSN.jpeg( bytes )  77079864#TMSN.jpeg( bytes )  77079924#TMSN.jpeg( bytes )  77080087#TMSN.jpeg( bytes )  77161659#TMSN.jpeg( bytes )  77161648#TMSN.jpeg( bytes )  77079953#TMSN.jpeg( bytes )  77276656#TMSN.jpeg( bytes )  77622322#TMSN.jpeg( bytes )  85002906#TMSN.jpeg( bytes )  85308641#TMSN.jpeg( bytes )  Notice of Opposition.pdf(27105 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	/JENNIFER L. WHITELAW/
Name	WHITELAW LEGAL GROUP
Date	04/10/2014



**Notice of Opposition to Serial No. 86/071,112**

**Design Mark**

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of February 11, 2014, and hereby opposes registration thereof in International Class 35 on the following grounds:

1. Opposer is currently engaged in the business of banking and related services in Commerce.

2. Opposer has invested considerable time and resources in the development of its trademarks, reputation and goodwill.

3. Opposer is the owner of all right, title and interest in numerous valuable trademarks and registrations which contain the hand shake design both alone and associated with other design marks including, without limitation, the following:

- Flag/handshake design, U.S. Registration No. 2726003 (a mark which has attained the status of incontestable as to all goods and services listed therein and is conclusive evidence of the validity of said mark);
- FIRST NATIONAL BANK OF FLORIDA and flag/handshake design, U.S. Registration No. 2791175 (a mark which has also attained the status of incontestable);
- FIRST NATIONAL BANK OF FLORIDA and flag/handshake design, U.S. Registration No. 2794599 (a mark which has also attained the status of incontestable);
- FIRST NATIONAL BANK OF PENNSYLVANIA and flag/handshake design, U.S. Registration No. 2797535 (a mark which has also attained the status of incontestable);
- FIRST NATIONAL BANK OF PENNSYLVANIA and flag/handshake design (black and white), U.S. Registration No. 2810437 (a mark which has also attained the status of incontestable);
- F.N.B. WEALTH MANAGEMENT and flag/handshake design, U.S. Registration No. 2864928 (a mark which has also attained the status of incontestable);



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**Design Mark**

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- FIRST NATIONAL TRUST COMPANY and flag/handshake design, U.S. Registration No. 2874225 (a mark which has also attained the status of incontestable);
- FIRST NATIONAL BANK and flag/handshake design, U.S. Registration No. 3115891 (a mark which has also attained the status of incontestable);
- F.N.B. INVESTMENT ADVISORS, INC. and flag/handshake design, U.S. Registration No. 3246078 (a mark which has also attained the status of incontestable);
- FIRST NATIONAL INSURANCE AGENCY and flag/handshake design, U.S. Registration No. 3267722 (a mark which has also attained the status of incontestable);
- F.N.B. CAPITAL CORPORATION and flag/handshake design, U.S. Registration No. 3370414 (a mark which has also attained the status of incontestable);
- FIRST NATIONAL INVESTMENT SERVICES COMPANY and flag/handshake design, U.S. Registration No. 3532944 (a mark which has also attained the status of incontestable);
- F.N.B. CORPORATION and flag/handshake design, U.S. Registration No. 3532946 (a mark which has also attained the status of incontestable);
- REGENCY FINANCE COMPANY and flag/handshake design, U.S. Registration No. 3532947 (a mark which has also attained the status of incontestable);
- CITIZENS FINANCIAL SERVICES and flag/handshake design, U.S. Registration No. 3532949 (a mark which has also attained the status of incontestable);
- FIRST NATIONAL TRUST COMPANY and flag/handshake design, U.S. Registration No. 3532951 (a mark which has also attained the status of incontestable);

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**Design Mark**

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- F.N.B. INVESTMENT ADVISORS and flag/handshake design, U.S. Registration No. 3578442 (a mark which has also attained the status of incontestable);
- FMAC FINANCE AND MORTGAGE ACCEPTANCE CORPORATION and flag/handshake design, U.S. Registration No. 3571126;
- F.N.B. CONSUMER DISCOUNT and flag/handshake design, U.S. Registration No. 3585196 (a mark which has also attained the status of incontestable);
- FINANCE AND MORTGAGE ACCEPTANCE CORPORATION and flag/handshake design, U.S. Registration No. 3649287;
- FIRST NATIONAL BANK and flag/handshake design (color), U.S. Registration No. 3663100;
- FIRST NATIONAL BANK PRIVATE BANKING GROUP and flag/handshake design (black and white), U.S. Registration No. 4026821; and
- F.N.B. CAPITAL MARKETS and flag/handshake design (color), U.S. Registration No. 4488811;

all for banking and a wide variety of banking related services, in International Class 36, among many others (hereinafter “Opposer’s Marks”). Opposer has used Opposer’s Marks long prior to Applicant’s intent-to use based application filing dated September 21, 2013.

4. During the time in which Opposer has used Opposer’s Marks, Opposer has promoted its services under Opposer’s Marks and Opposer’s services, so promoted and rendered, now possess a widely recognizable and favorable brand recognition. By virtue of Opposer’s many efforts, and the expenditure of considerable sums by Opposer for Opposer’s advertising and

**Notice of Opposition to Serial No. 86/071,112**

**Design Mark**

**Page 5**

promotional activities, and by virtue of the excellence of the services associated with Opposer's Marks, Opposer's Marks have an extremely valuable reputation.

5. Applicant seeks to register a mark which incorporates a handshake design as a trademark for providing on-line business networking services, on-line professional networking services and related services, in International Class 35, as evidenced by the publication of the mark in the February 11, 2014, Official Gazette. The application was filed on September 21, 2013, with no claim to use.

6. Upon information and belief, Applicant did not use the mark prior to its filing date.

7. Upon Information and belief, Applicant has not yet used the mark in commerce.

8. In clear contrast, Opposer's use of Opposer's Marks has been continuous and long prior to Applicant's intent-to-use based application filing.

9. Applicant's applied for mark so resembles Opposer's Marks as to be likely, when applied to the services of Applicant, including but not limited to in Class 35, to cause confusion or mistake or to deceive consumers as to the source, sponsorship, or approval of Applicant's services, thereby resulting in detriment to Opposer and its reputation.

10. Registration of Applicant's applied for mark in International Class 35 would be a source of damage, tarnishment, dilution and/or injury to Opposer and a source of confusion to Opposer's many customers who rely upon the reputation of the Opposer, the high quality of Opposer's services as reflected by Opposer's Marks and because, among many other reasons, consumers are likely to attribute the source or sponsorship of Applicant's services to Opposer.

WHEREFORE, Opposer F.N.B. Corporation, believes that it will be harmed by said registration of Applicant's mark and prays that it be denied, and for such other and further relief in the premises as may be deemed just and proper.

**Notice of Opposition to Serial No. 86/071,112**

**Design Mark**

**Page 6**

The required filing fee is submitted herewith.

Opposer hereby appoints the undersigned in connection herewith.

Respectfully submitted,

/JENNIFER L. WHITE LAW/  
JENNIFER L. WHITE LAW  
WHITE LAW LEGAL GROUP  
Attorney for Opposer  
F.N.B. CORPORATION  
3838 Tamiami Trail North  
Suite 310  
Naples, Florida 34103  
Telephone: (239) 262-1001  
Facsimile: (239) 261-0057  
Email: [ttabmail@whitelawfirm.com](mailto:ttabmail@whitelawfirm.com)

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that a true and correct copy of this Notice of Opposition in this matter is being provided to the below Attorney of Record for Applicant, LinkShot, LLC, via U.S.

First Class Mail on April 10, 2014:

Michael Penley, Esquire  
2100 Palomar Airport Rd Ste 214  
Carlsbad, CA 92011-4405

/JENNIFER L. WHITELAW/  
JENNIFER L. WHITELAW