

ESTTA Tracking number: **ESTTA708455**

Filing date: **11/13/2015**

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	Bottega Veneta SA
Granted to Date of previous extension	11/15/2015
Address	Via Industria 19 Cadempino, SWITZERLAND

Attorney information	Louis S. Ederer & Laura W. Tejada Arnold & Porter LLP 555 Twelfth Street, NWIP DOCKETING Washington, DC 20004 UNITED STATES trademarkdocketing@aporter.com, louis.ederer@aporter.com, laura.tejada@aporter.com
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Applicant Information

Application No	86475079	Publication date	05/19/2015
Opposition Filing Date	11/13/2015	Opposition Period Ends	11/15/2015
Applicant	Knot, Inc. 4-3-28 Senninchou Hachiouji-shi Tokyo, 193-0835 JAPAN		

Goods/Services Affected by Opposition

Class 014. First Use: 0 First Use In Commerce: 0
All goods and services in the class are opposed, namely: Watches; watch bands; watch straps

Grounds for Opposition

Priority and likelihood of confusion	Trademark Act section 2(d)
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Mark Cited by Opposer as Basis for Opposition

U.S. Registration No.	4721982	Application Date	12/11/2013
Registration Date	04/21/2015	Foreign Priority Date	06/12/2013
Word Mark	KNOT		

Design Mark	KNOT
Description of Mark	NONE
Goods/Services	<p>Class 003. First use: First Use: 0 First Use In Commerce: 0 Perfumes, perfume extract, eau de parfum, eau de Cologne, toilet water, after-shave cream, after-shave lotions, shavinglotions, shaving creams and foam, essential oils for personal use, beauty masks, cold creams for cosmetic use, hand creams for cosmetic use, cosmetic face and body creams, deodorant for personal use,antiperspirants for personal use, skin cleansers, soaps for personal use, toilet soaps, bath soaps, bath and shower foam, bath and shower gels, body oils for cosmetic use, body lotions for cosmetic use, skin lotions for cosmetic use, talcum powders for cosmetic use, dentifrices,nail polish, suntan lotions, scented room sprays, potpourris, scented room fragrance, sachets for perfuming linen, bathsalts for cosmetic use</p> <p>Class 018. First use: First Use: 0 First Use In Commerce: 0 Handbags, shoulder bags, travel bags, Boston bags, waist bags, sling bags for carrying infants, leather and canvas shopping bags, duffel bags, travel bags, clutch bags, evening handbags, suitcases, wallets, purses, credit card cases of leather, leather cases for business cards, leather briefcases, attachÃ© cases, pouches of leather, school satchels, suitcases, garment bags for travel, key cases, backpacks, vanity cases sold empty, handbags, wheeled bags, beach bags, umbrellas</p>

Attachments	79146334#TMSN.png(bytes) Notice of Opposition Against KNOT in Class 14 - 86475079.pdf(13674 bytes)
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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	/Louis S. Ederer/
Name	Louis S. Ederer
Date	11/13/2015

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

In re Application Ser. No. 86/475,079
Mark: KNOT
Filed: December 9, 2014
Published in the Official Gazette: May 19, 2015

Bottega Veneta SA,)	
)	
Opposer,)	Opposition No. _____
)	
v.)	
)	
Knot, Inc.,)	
)	
Applicant.)	
)	

NOTICE OF OPPOSITION

Bottega Veneta SA (“Bottega Veneta”) believes that it will be damaged by registration of the mark KNOT (“Applicant’s KNOT Mark”), which is the subject of Application Ser. No. 86/475,079, and hereby opposes registration of the same under the provisions of Section 13 of the Trademark Act of July 5, 1946, as amended, 15 U.S.C. § 1063 and Trademark Rule 2.101.

The grounds of Opposition are as follows:

1. Opposer, Bottega Veneta SA, is a corporation duly organized and existing under the laws of Switzerland, having its principal place of business at Via Industria 19, CH-6814 Cadampino, Switzerland.
2. On information and belief, Applicant Knot, Inc. (“Applicant”), is a Japanese private company located at 4-3-28 Senninchou Hachiouji-shi, Tokyo 193-0835 Japan.
3. On May 8, 2014, Opposer filed an application to register the mark KNOT (“Opposer’s KNOT Mark”) under Section 66A of the United States Trademark Act, based on a

Swiss registration (Registration No. 1201394). Opposer's application covered the following goods in the following classes: (i) "Perfumes, perfume extract, eau de parfum, eau de Cologne, toilet water, after-shave cream, after-shave lotions, shaving lotions, shaving creams and foam, essential oils for personal use, beauty masks, cold creams for cosmetic use, hand creams for cosmetic use, cosmetic face and body creams, deodorant for personal use, antiperspirants for personal use, skin cleansers, soaps for personal use, toilet soaps, bath soaps, bath and shower foam, bath and shower gels, body oils for cosmetic use, body lotions for cosmetic use, skin lotions for cosmetic use, talcum powders for cosmetic use, dentifrices, nail polish, suntan lotions, scented room sprays, potpourris, scented room fragrance, sachets for perfuming linen, bath salts for cosmetic use" International Class 3 and (ii) "Handbags, shoulder bags, travel bags, Boston bags, waist bags, sling bags for carrying infants, leather and canvas shopping bags, duffel bags, travel bags, clutch bags, evening handbags, suitcases, wallets, purses, credit card cases of leather, leather cases for business cards, leather briefcases, attaché cases, pouches of leather, school satchels, suitcases, garment bags for travel, key cases, backpacks, vanity cases sold empty, handbags, wheeled bags, beach bags, and umbrellas" in International Class 18, dated December 11, 2013. Opposer's KNOT Mark was registered for these goods and in these classes on April 21, 2015 (Registration No. 4721982), and is valid, subsisting, unrevoked, and uncancelled.

4. In addition, Opposer has used and is currently using Opposer's KNOT Mark in commerce in the United States on and in connection with various jewelry products, including bracelets and necklaces.

5. Opposer has made substantial investments in advertising, promoting, marketing and developing public awareness for Opposer's Goods under Opposer's KNOT Mark in the United States, and Opposer has established substantial goodwill in Opposer's KNOT Mark

through such activities, and by virtue of having made substantial sales of KNOT brand products in the United States.

6. On information and belief, on December 9, 2014, Applicant filed an application to register Applicant's KNOT Mark on an intent-to-use basis. Applicant's KNOT Mark is the subject of Application Ser. No. 86/475,079 for "Watches; watch bands; watch straps" in International Class 14. Upon information and belief, Applicant is not currently using its KNOT mark in commerce in the United States.

7. Applicant's KNOT Mark was published for opposition on May 19, 2015 in the *Official Gazette*.

8. Opposer's registration has priority over Applicant's application.

9. Applicant's KNOT Mark is highly similar to Opposer's KNOT Mark, in that both marks consist of the word "KNOT". Further, the goods for which Applicant seeks to register Applicant's KNOT Mark are substantially related to the goods for which Opposer has registered its KNOT Mark, as well as the goods on which Opposer has used and uses Opposer's KNOT mark on in commerce in the United States.

10. Upon information and belief, Applicant's goods will be marketed through the same channels of trade, and/or to the same class of consumers, as the goods of Opposer.

11. Prospective purchasers of Applicant's goods are likely to erroneously believe that such goods are produced by or under the authority of Opposer, or to erroneously assume that there is some other trade connection between Opposer and Applicant.

12. Applicant's KNOT Mark so resembles Opposer's KNOT Mark as to be likely, when used in association with Applicant's goods, to cause confusion or mistake or to deceive the

relevant consuming public as the source of such goods, causing harm to Opposer in violation of Section 2(d) of the Trademark Act, 15 U.S.C. § 1052(d).

For the reasons set forth above, Opposer believes that it will be harmed by the registration of Applicant's KNOT Mark as shown in Application Ser. No. 86/475,079. Applicant should thus be denied registration of this mark, and this Opposition to Application Ser. No. 86/475,079 should be sustained.

The required filing fee was paid online in the ESTTA filing. Please direct all correspondence to Louis S. Ederer, Arnold & Porter, LLP, 399 Park Avenue, New York, New York 10022.

Dated: November 13, 2015

Respectfully submitted,

By: /Louis S. Ederer/
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Attorneys for Opposer

CERTIFICATE OF SERVICE

I hereby certify that a true copy of the foregoing **NOTICE OF OPPOSITION** was served on Applicant as identified by the records of the U.S. Patent and Trademark Office, this 13th day of November, 2015, by sending the same via First Class mail, postage prepaid, to:

Keith E. Sharkin, Esq.
Reed Smith LLP
599 Lexington Ave, 26th Floor
New York, New York 10022

 /Louis S. Ederer/
Louis S. Ederer