

ESTTA Tracking number: **ESTTA767216**

Filing date: **08/29/2016**

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	The Insights Group Limited
Granted to Date of previous extension	08/28/2016
Address	Terra Nova, 3 Explorer Road Dundee, DD2 1EG UNITED KINGDOM
Attorney information	TODD A DENYS PORZIO BROMBERG & NEWMAN PC 29 THANET ROAD SUITE 201 PRINCETON, NJ 08540 UNITED STATES tadenys@pbnlaw.com Phone:609-924-8555

### Applicant Information

Application No	86768446	Publication date	03/01/2016
Opposition Filing Date	08/29/2016	Opposition Period Ends	08/28/2016
Applicant	PRAESAGUS REAL TIME PRODUCTION OPTIMIZATION PRIVATE LIMITED 893/6 Deccan Gymkhana,Lohia Jain Complex PUNE, 411004 INDIA		

### Goods/Services Affected by Opposition

Class 035. First Use: 2015/08/01 First Use In Commerce: 2015/08/01 All goods and services in the class are opposed, namely: Advisory services relating to business management and business operations; Business assistance, advisory and consulting services in the field of oil and gas including the managing of business affairs; advertising and marketing services; compilation of mathematical or statistical data for business; Business planning in the oil and gas field services in relation to resource planning, namely, performance prediction, logistics, operations and maintenance schedules; Market analysis and research services
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### Applicant Information

Application No	86768361	Publication date	03/01/2016
Opposition Filing Date	08/29/2016	Opposition Period Ends	
Applicant	PRAESAGUS REAL TIME PRODUCTION OPTIMIZATION PRIVATE LIMITED 893/6 Deccan Gymkhana,Lohia Jain Complex PUNE, 411004 INDIA		

## Goods/Services Affected by Opposition


Class 035. First Use: 2015/08/01 First Use In Commerce: 2015/08/01

All goods and services in the class are opposed, namely: Advisory services relating to business management and business operations; Business assistance, advisory and consulting services in the field of oil and gas including the managing of business affairs; advertising and marketing services; compilation of mathematical or statistical data for business; Business planning in the oil and gas field services in relation to resource planning, namely, performance prediction, logistics, operations and maintenance schedules; Market analysis and research services

## 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. Registration No.	4259587	Application Date	05/02/2008
Registration Date	12/18/2012	Foreign Priority Date	NONE
Word Mark	INSIGHTS		
Design Mark			
Description of Mark	NONE		
Goods/Services	<p>Class 009. First use: First Use: 1997/11/00 First Use In Commerce: 1997/11/00 Downloadable electronic publications in the nature of periodical publications, magazines, books and newsletters in the field of employee and personal and organizational assessment, all the foregoing goods limited in content to assessment of employees' workplace characteristics and consequent advising to employees and organizations specifically in the fields of team, organizational and leadership effectiveness</p> <p>Class 016. First use: First Use: 1997/11/00 First Use In Commerce: 1997/11/00 Printed matter in the nature of periodical publications, magazines, books, booklets and catalogues in the field of employee, personal and organizational assessment, printed instructional, educational teaching materials in the field of employee, personal and organizational assessment, all the foregoing goods limited in content to assessment of employees' workplace characteristics and consequent advising to employees and organizations specifically in the fields of team, organizational and leadership effectiveness</p> <p>Class 041. First use: First Use: 1997/11/00 First Use In Commerce: 1997/11/00 Organization and arranging of educational seminars, workshops, training sessions, conferences, symposiums, congresses and colloquiums, all of the aforementioned in the field of employee, personal and organizational assessment, but not personal relationship and all the foregoing services limited in application to relate to assessment of employees' workplace characteristics and consequent</p>		

	<p>advising to employees and organizations specifically in the fields of team, organizational and leadership effectiveness; Educational services, namely, providing educational seminars, workshops, training sessions, conferences, symposiums, congresses and colloquiums, which provide educational information in the field of employee, personal and organizational assessment, but not personal relationship, and all the foregoing services limited in application to relate to assessment of employees' workplace characteristics and consequent advising to employees and organizations specifically in the fields of team, organizational and leadership effectiveness; publication of books and texts, all the aforementioned in the field of employee, personal and organizational assessment, but not personal relationship, all the foregoing services limited in application to relate to assessment of employees' workplace characteristics and consequent advising to employees and organizations specifically in the fields of team, organizational and leadership effectiveness</p>
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U.S. Registration No.	4510975	Application Date	05/02/2008
Registration Date	04/08/2014	Foreign Priority Date	NONE


Word Mark	INSIGHTS
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Description of Mark	The mark consists of a stylized circle with various shaded bands above the word "INSIGHTS".
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Goods/Services	<p>Class 009. First use: First Use: 2010/06/00 First Use In Commerce: 2010/06/00 Downloadable electronic publications in the nature of books in the field of employee and personal and organizational assessment, all the foregoing goods limited in content to assessment of employees' workplace characteristics and consequent advising to employees and organizations specifically in the fields of team, organizational and leadership effectiveness</p> <p>Class 016. First use: First Use: 2010/06/00 First Use In Commerce: 2010/06/00 Printed matter in the nature of books, booklets and catalogues in the field of employee, personal and organizational assessment, printed instructional, educational teaching materials in the field of employee, personal and organizational assessment, all the foregoing goods limited in content to assessment of employees' workplace characteristics and consequent advising to employees and or-</p>
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	<p>ganizations specifically in the fields of team, organizational and leadership effectiveness</p> <p>Class 041. First use: First Use: 2010/06/00 First Use In Commerce: 2010/06/00</p> <p>Organization and arranging of educational seminars, workshops, training sessions, conferences, symposiums, congresses and colloquiums, all of the aforementioned in the field of employee, personal and organizational assessment, but not personal relationship and all the foregoing services limited in application to relate to assessment of employees' workplace characteristics and consequent advising to employees and organizations specifically in the fields of team, organizational and leadership effectiveness; Educational services, namely, providing educational seminars, workshops, training sessions, conferences, symposiums, congresses and colloquiums, which provide educational information in the field of employee, personal and organizational assessment, but not personal relationship, and all the foregoing services limited in application to relate to assessment of employees' workplace characteristics and consequent advising to employees and organizations specifically in the fields of team, organizational and leadership effectiveness; publication of books and texts, all the aforementioned in the field of employee, personal and organizational assessment, but not personal relationship, all the foregoing services limited in application to relate to assessment of employees' workplace characteristics and consequent advising to employees and organizations specifically in the fields of team, organizational and leadership effectiveness</p>
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U.S. Registration No.	3894296	Application Date	05/02/2008
Registration Date	12/21/2010	Foreign Priority Date	NONE
Word Mark	INSIGHTS NAVIGATOR		
Design Mark			
Description of Mark	NONE		
Goods/Services	<p>Class 009. First use: First Use: 2006/10/16 First Use In Commerce: 2006/10/16</p> <p>Computer software for use in employee and personal assessment and organizational development and downloadable electronic publications in the nature of periodical publications, magazines, books and newsletters in the field of employee, personal and organizational assessment and/or development</p> <p>Class 016. First use: First Use: 2006/10/16 First Use In Commerce: 2006/10/16</p> <p>Printed matter in the nature of periodical publications, magazines, books, booklets and catalogues in the field of employee, personal and organizational assessment and/or development, blank cards, business cards, stationery, office requisites in the nature of folders, calendars, diaries, notepads, pens, pencils, erasers, pencil sharpeners, pencil cases, rulers, boxes for pens, book markers, drawing materials for blackboards, printed instructional, educational teaching materials in the field of employee, personal and organizational assessment and/or development</p>		

	<p>Class 035. First use: First Use: 2006/10/16 First Use In Commerce: 2006/10/16 Business consultation, business management consulting in the field of team development, providing career consultation and conflict management; psychological testing for the selection of personnel, psychometric testing services, namely, development and application of standardized, statistically based protocols for the quantitative measurement, profiling and analysis of cognitive and problem solving ability, psychological and personality traits, occupational competencies, aptitude and work preferences, all for use in the recruitment, selection, placement, retention and professional development and enhancement of personnel, and business management consulting with relation to strategy and sales, particularly specializing in the use of analytic and statistic models for the understanding and predicting of consumers, businesses and market trends and actions</p> <p>Class 041. First use: First Use: 2006/10/16 First Use In Commerce: 2006/10/16 Organization and arranging of educational seminars, workshops, training sessions, conferences, symposiums, congresses and colloquiums; Educational services, namely, providing educational seminars, workshops, training sessions, conferences, symposiums, congresses and colloquiums, which provide educational information in the field of employee, personal and organizational assessment and/or development, publication of books and texts, all the aforementioned in the field of employee, personal and organizational assessment and/or development, but not personal relationship, and business training</p>
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U.S. Registration No.	3870896	Application Date	05/02/2008
Registration Date	11/02/2010	Foreign Priority Date	NONE


Word Mark: INSIGHTS NAVIGATOR




Description of Mark: The mark consists of stylized circle with various shaded bands to the left of the words "INSIGHTS NAVIGATOR".

Goods/Services	<p>Class 009. First use: First Use: 2006/10/16 First Use In Commerce: 2006/10/16 Computer software for use in employee and personal assessment and organizational development and downloadable electronic publications in the nature of periodical publications, magazines, books and newsletters in the field of employee, personal and organizational assessment and/or development</p> <p>Class 016. First use: First Use: 2006/10/16 First Use In Commerce: 2006/10/16 Printed matter in the nature of periodical publications, magazines, books, booklets and catalogues in the field of employee, personal and organizational assessment and/or development, blank cards, business cards, stationery, office requisites in the nature of folders, calendars, diaries, notepads, pens, pencils, erasers, pencil sharpeners, pencil cases, rulers, boxes for pens, book markers, drawing materials for blackboards, printed instructional, educational teaching materials in the field of employee, personal and organizational assessment and/or development</p> <p>Class 035. First use: First Use: 2006/10/16 First Use In Commerce: 2006/10/16 Business consultation, business management consulting in the field of team development, providing career consultation and conflict management; psychological testing for the selection of personnel, psychometric testing services, namely, development and application of standardized, statistically based protocols for the quantitative measurement, profiling and analysis of cognitive and problem</p>
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	<p>solving ability, psychological and personality traits, occupational competencies, aptitude and work preferences, all for use in the recruitment, selection, placement, retention and professional development and enhancement of personnel, and business management consulting with relation to strategy and sales, particularly specializing in the use of analytic and statistic models for the understanding and predicting of consumers, businesses and market trends and actions</p> <p>Class 041. First use: First Use: 2006/10/16 First Use In Commerce: 2006/10/16</p> <p>Organization and arranging of educational seminars, workshops, training sessions, conferences, symposiums, congresses and colloquiums; Educational services, namely, providing educational seminars, workshops, training sessions, conferences, symposiums, congresses and colloquiums, which provide educational information in the field of employee, personal and organizational assessment and/or development, publication of books and texts, all the aforementioned in the field of employee, personal and organizational assessment and/or development, but not personal relationship, and business training</p>
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U.S. Registration No.	4187012	Application Date	05/02/2008
Registration Date	08/07/2012	Foreign Priority Date	NONE
Word Mark	INSIGHTS DISCOVERY		
Design Mark			
Description of Mark	NONE		
Goods/Services	<p>Class 009. First use: First Use: 1997/11/00 First Use In Commerce: 1997/11/00</p> <p>Downloadable electronic publications in the nature of periodical publications, magazines, books and newsletters in the field of employee, personal and organizational assessment and/or development, and computer software for use in employee and personal assessment and organizational development; all of the forementioned in the field of employee, personal, team, leadership and organizational development</p> <p>Class 016. First use: First Use: 1997/11/00 First Use In Commerce: 1997/11/00</p> <p>Printed matter in the nature of periodical publications, magazines, books, booklets and catalogues in the field of employee, personal and organizational assessment and/or development, blank cards, business cards, stationery, office requisites in the nature of folders, calendars, diaries, notepads, pens, pencils, erasers, pencil sharpeners, pencil cases, rulers, boxes for pens, book markers, drawing materials for blackboards, printed instructional, educational teaching materials in the field of employee, personal and organizational assessment and/or development</p> <p>Class 035. First use: First Use: 1997/11/00 First Use In Commerce: 1997/11/00</p> <p>Business consultation, business management consulting in the field of team development, providing career consultation and conflict management; psychological testing for the selection of personnel, psychometric testing services, namely, development and application of standardized, statistically based protocols for</p>		

	<p>the quantitative measurement, profiling and analysis of cognitive and problem solving ability, psychological and personality traits, occupational competencies, aptitude and work preferences, all for use in the recruitment, selection, placement, retention and professional development and enhancement of personnel, and business management consulting with relation to strategy and sales, particularly specializing in the use of analytic and statistic models for the understanding and predicting of consumers, businesses and market trends and actions</p> <p>Class 041. First use: First Use: 1997/11/00 First Use In Commerce: 1997/11/00</p> <p>Organization and arranging of educational seminars, workshops, training sessions, conferences, symposiums, congresses and colloquiums, providing educational information in the field of employee, personal and organizational assessment and/or development, publication of books and texts, all the aforementioned in the field of employee, personal and organizational assessment and/or development, but not personal relationship, and business training; all of the forementioned in the field of employee, personal, team, leadership and organizational development</p>
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U.S. Registration No.	4210273	Application Date	05/02/2008
Registration Date	09/18/2012	Foreign Priority Date	NONE
Word Mark	INSIGHTS DISCOVERY		
Design Mark			
Description of Mark	The mark consists of stylized circle with various shaded bands to the left of the words "INSIGHTS DISCOVERY".		
Goods/Services	<p>Class 009. First use: First Use: 2006/10/00 First Use In Commerce: 2006/10/00</p> <p>Downloadable electronic publications in the nature of periodical publications, magazines, books and newsletters in the field of employee, personal and organizational assessment and/or development, and computer software for use in employee and personal assessment and organizational development; all the forementioned in the field of employee, personal, team, leadership and organizational development</p> <p>Class 016. First use: First Use: 2006/10/00 First Use In Commerce: 2006/10/00</p> <p>Printed matter in the nature of periodical publications, magazines, books, booklets and catalogues in the field of employee, personal and organizational assessment and/or development, blank cards, business cards, stationery, office requisites in the nature of folders, calendars, diaries, notepads, pens, pencils, erasers, pencil sharpeners, pencil cases, rulers, boxes for pens, book markers, drawing materials for blackboards, printed instructional, educational teaching materials in the field of employee, personal and organizational assessment and/or development</p> <p>Class 035. First use: First Use: 2006/10/00 First Use In Commerce: 2006/10/00</p> <p>Business consultation, business management consulting in the field of team development, providing career consultation and conflict management; psychological testing for the selection of personnel, psychometric testing services, namely, development and application of standardized, statistically based protocols for the quantitative measurement, profiling and analysis of cognitive and problem solving ability, psychological and personality traits, occupational competencies, aptitude and work preferences, all for use in the recruitment, selection, placement, retention and professional development and enhancement of personnel,</p>		

	<p>and business management consulting with relation to strategy and sales, particularly specializing in the use of analytic and statistic models for the understanding and predicting of consumers, businesses and market trends and actions</p> <p>Class 041. First use: First Use: 2006/10/00 First Use In Commerce: 2006/10/00</p> <p>Organization and arranging of educational seminars, workshops, training sessions, conferences, symposiums, congresses and colloquiums, providing educational information in the field of employee, personal and organizational assessment and/or development, publication of books and texts, all the aforementioned in the field of employee, personal and organizational assessment and/or development, but not personal relationship, and business training; all the forementioned in the field of employee, personal, team, leadership and organizational development</p>
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Attachments	<p>77464026#TMSN.png( bytes )</p> <p>77464297#TMSN.png( bytes )</p> <p>77464183#TMSN.png( bytes )</p> <p>77464258#TMSN.png( bytes )</p> <p>77464077#TMSN.png( bytes )</p> <p>77464322#TMSN.png( bytes )</p> <p>Notice_of_Opposition.PDF(138365 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 Overnight Courier on this date.

Signature	/todd a denys/
Name	TODD A DENYS
Date	08/29/2016



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

The Insights Group Limited,	]	
	]	
Opposer,	]	Opposition No.: _____
v.	]	Application Nos.: 86/768,446 and 86/768,361
	]	Marks:    INSIGHT & DESIGN and
	]	PRAESAGUS INSIGHT
	]	Filed: September 25, 2015
Praesagus Real Time Production	]	Published for Opposition: March 1, 2016
Optimization Private Limited,	]	
	]	
Applicant.	]	
	]	

**NOTICE OF OPPOSITION**

UNITED STATES PATENT AND TRADEMARK OFFICE  
Trademark Trial and Appeal Board  
P.O. Box 1451  
Alexandria, VA 22313-1451


Opposer, The Insights Group Limited, a limited liability company of the United Kingdom, with a business address of Terra Nova, 3 Explorer Road, Dundee, Scotland DD2 1EG (hereinafter referred to as “Opposer”), believes that it will be damaged by the registration of the INSIGHT & DESIGN and PRAESAGUS INSIGHT trademarks for “Advisory services relating to business management and business operations; Business assistance, advisory and consulting services in the field of oil and gas including the managing of business affairs; advertising and marketing services; compilation of mathematical or statistical data for business; Business

planning in the oil and gas field services in relation to resource planning, namely, performance prediction, logistics, operations and maintenance schedules; Market analysis and research services” in International Class 35 as set forth in United States Trademark Application Serial Nos. 86/768,446 and 86/768,361, filed September 25, 2015, published March 1, 2016, and hereby opposes said applications.


As grounds for this opposition, it is alleged that:

1. Prior to August 1, 2015, the alleged date of first use of the trademarks INSIGHT & DESIGN and PRAESAGUS INSIGHT by Praesagus Real Time Production Optimization Private Limited (hereinafter “Applicant”) as set forth in United States Trademark Application Serial Nos. 86/768,446 and 86/768,361, Opposer established rights in the following United States trademark registrations:

Registration No.	Trademark	Status	Goods and Services
4,259,587	INSIGHTS	Registered	<p>Downloadable electronic publications in the nature of periodical publications, magazines, books and newsletters in the field of employee and personal and organizational assessment, all the foregoing goods limited in content to assessment of employees' workplace characteristics and consequent advising to employees and organizations specifically in the fields of team, organizational and leadership effectiveness (International Class 9)</p> <p>Printed matter in the nature of periodical publications, magazines, books, booklets and catalogues in the field of employee, personal and organizational assessment, printed instructional, educational teaching materials in the field of employee, personal and organizational assessment, all the foregoing goods limited in content to assessment of employees' workplace characteristics and consequent advising to employees and organizations specifically in the fields of team, organizational and leadership effectiveness</p>

Registration No.	Trademark	Status	Goods and Services
			<p>(International Class 16)</p> <p>Organization and arranging of educational seminars, workshops, training sessions, conferences, symposiums, congresses and colloquiums, all of the aforementioned in the field of employee, personal and organizational assessment, but not personal relationship and all the foregoing services limited in application to relate to assessment of employees' workplace characteristics and consequent advising to employees and organizations specifically in the fields of team, organizational and leadership effectiveness; Educational services, namely, providing educational seminars, workshops, training sessions, conferences, symposiums, congresses and colloquiums, which provide educational information in the field of employee, personal and organizational assessment, but not personal relationship, and all the foregoing services limited in application to relate to assessment of employees' workplace characteristics and consequent advising to employees and organizations specifically in the fields of team, organizational and leadership effectiveness; publication of books and texts, all the aforementioned in the field of employee, personal and organizational assessment, but not personal relationship, all the foregoing services limited in application to relate to assessment of employees' workplace characteristics and consequent advising to employees and organizations specifically in the fields of team, organizational and leadership effectiveness</p> <p>(International Class 41)</p>
4,510,975	<p>INSIGHTS &amp; Design</p> 	Registered	<p>Downloadable electronic publications in the nature of books in the field of employee and personal and organizational assessment, all the foregoing goods limited in content to assessment of employees' workplace characteristics and consequent advising to employees and organizations specifically in the fields of team, organizational and leadership effectiveness</p> <p>(International Class 9)</p> <p>Printed matter in the nature of books, booklets and catalogues in the field of employee, personal and organizational assessment, printed instructional, educational teaching materials in the field of employee, personal and organizational assessment, all the foregoing goods limited in content to assessment of employees' workplace characteristics and consequent advising to employees and organizations specifically in the fields of team, organizational and leadership effectiveness</p>

Registration No.	Trademark	Status	Goods and Services
			<p>(International Class 16)</p> <p>Organization and arranging of educational seminars, workshops, training sessions, conferences, symposiums, congresses and colloquiums, all of the aforementioned in the field of employee, personal and organizational assessment, but not personal relationship and all the foregoing services limited in application to relate to assessment of employees' workplace characteristics and consequent advising to employees and organizations specifically in the fields of team, organizational and leadership effectiveness; Educational services, namely, providing educational seminars, workshops, training sessions, conferences, symposiums, congresses and colloquiums, which provide educational information in the field of employee, personal and organizational assessment, but not personal relationship, and all the foregoing services limited in application to relate to assessment of employees' workplace characteristics and consequent advising to employees and organizations specifically in the fields of team, organizational and leadership effectiveness; publication of books and texts, all the aforementioned in the field of employee, personal and organizational assessment, but not personal relationship, all the foregoing services limited in application to relate to assessment of employees' workplace characteristics and consequent advising to employees and organizations specifically in the fields of team, organizational and leadership effectiveness</p> <p>(International Class 41)</p>
3,894,296	INSIGHTS NAVIGATOR	Registered	<p>Computer software for use in employee and personal assessment and organizational development and downloadable electronic publications in the nature of periodical publications, magazines, books and newsletters in the field of employee, personal and organizational assessment and/or development</p> <p>(International Class 9)</p> <p>Printed matter in the nature of periodical publications, magazines, books, booklets and catalogues in the field of employee, personal and organizational assessment and/or development, blank cards, business cards, stationery, office requisites in the nature of folders, calendars, diaries, notepads, pens, pencils, erasers, pencil sharpeners, pencil cases, rulers, boxes for pens, book markers, drawing materials for blackboards, printed instructional, educational teaching materials in the field of employee, personal and organizational assessment and/or development</p>

Registration No.	Trademark	Status	Goods and Services
			<p>(International Class 16)</p> <p>Business consultation, business management consulting in the field of team development, providing career consultation and conflict management; psychological testing for the selection of personnel, psychometric testing services, namely, development and application of standardized, statistically based protocols for the quantitative measurement, profiling and analysis of cognitive and problem solving ability, psychological and personality traits, occupational competencies, aptitude and work preferences, all for use in the recruitment, selection, placement, retention and professional development and enhancement of personnel, and business management consulting with relation to strategy and sales, particularly specializing in the use of analytic and statistic models for the understanding and predicting of consumers, businesses and market trends and actions</p> <p>(International Class 35)</p> <p>Organization and arranging of educational seminars, workshops, training sessions, conferences, symposiums, congresses and colloquiums; Educational services, namely, providing educational seminars, workshops, training sessions, conferences, symposiums, congresses and colloquiums, which provide educational information in the field of employee, personal and organizational assessment and/or development, publication of books and texts, all the aforementioned in the field of employee, personal and organizational assessment and/or development, but not personal relationship, and business training</p> <p>(International Class 41)</p>
3,870,896	<p>INSIGHTS NAVIGATOR &amp; Design</p> 	Registered	<p>Computer software for use in employee and personal assessment and organizational development and downloadable electronic publications in the nature of periodical publications, magazines, books and newsletters in the field of employee, personal and organizational assessment and/or development</p> <p>(International Class 9)</p> <p>Printed matter in the nature of periodical publications, magazines, books, booklets and catalogues in the field of employee, personal and organizational assessment and/or development, blank cards, business cards, stationery, office requisites in the nature of folders, calendars, diaries, notepads, pens, pencils, erasers, pencil sharpeners, pencil cases, rulers, boxes for pens, book markers, drawing materials for blackboards,</p>

Registration No.	Trademark	Status	Goods and Services
			<p>printed instructional, educational teaching materials in the field of employee, personal and organizational assessment and/or development (International Class 16)</p> <p>Business consultation, business management consulting in the field of team development, providing career consultation and conflict management; psychological testing for the selection of personnel, psychometric testing services, namely, development and application of standardized, statistically based protocols for the quantitative measurement, profiling and analysis of cognitive and problem solving ability, psychological and personality traits, occupational competencies, aptitude and work preferences, all for use in the recruitment, selection, placement, retention and professional development and enhancement of personnel, and business management consulting with relation to strategy and sales, particularly specializing in the use of analytic and statistic models for the understanding and predicting of consumers, businesses and market trends and actions (International Class 35)</p> <p>Organization and arranging of educational seminars, workshops, training sessions, conferences, symposiums, congresses and colloquiums; Educational services, namely, providing educational seminars, workshops, training sessions, conferences, symposiums, congresses and colloquiums, which provide educational information in the field of employee, personal and organizational assessment and/or development, publication of books and texts, all the aforementioned in the field of employee, personal and organizational assessment and/or development, but not personal relationship, and business training (International Class 41)</p>
4,187,012	INSIGHTS DISCOVERY	Registered	<p>Downloadable electronic publications in the nature of periodical publications, magazines, books and newsletters in the field of employee, personal and organizational assessment and/or development, and computer software for use in employee and personal assessment and organizational development; all of the forementioned in the field of employee, personal, team, leadership and organizational development (International Class 9)</p> <p>Printed matter in the nature of periodical publications, magazines, books, booklets and catalogues in the field of employee, personal and organizational assessment</p>

Registration No.	Trademark	Status	Goods and Services
			<p>and/or development, blank cards, business cards, stationery, office requisites in the nature of folders, calendars, diaries, notepads, pens, pencils, erasers, pencil sharpeners, pencil cases, rulers, boxes for pens, book markers, drawing materials for blackboards, printed instructional, educational teaching materials in the field of employee, personal and organizational assessment and/or development (International Class 16)</p> <p>Business consultation, business management consulting in the field of team development, providing career consultation and conflict management; psychological testing for the selection of personnel, psychometric testing services, namely, development and application of standardized, statistically based protocols for the quantitative measurement, profiling and analysis of cognitive and problem solving ability, psychological and personality traits, occupational competencies, aptitude and work preferences, all for use in the recruitment, selection, placement, retention and professional development and enhancement of personnel, and business management consulting with relation to strategy and sales, particularly specializing in the use of analytic and statistic models for the understanding and predicting of consumers, businesses and market trends and actions (International Class 35)</p> <p>Organization and arranging of educational seminars, workshops, training sessions, conferences, symposiums, congresses and colloquiums, providing educational information in the field of employee, personal and organizational assessment and/or development, publication of books and texts, all the aforementioned in the field of employee, personal and organizational assessment and/or development, but not personal relationship, and business training; all of the forementioned in the field of employee, personal, team, leadership and organizational development (International Class 41)</p>
4,210,273	<p>INSIGHTS DISCOVERY &amp; Design</p> 	Registered	<p>Downloadable electronic publications in the nature of periodical publications, magazines, books and newsletters in the field of employee, personal and organizational assessment and/or development, and computer software for use in employee and personal assessment and organizational development; all the forementioned in the field of employee, personal, team, leadership and organizational development (International Class 9)</p>

Registration No.	Trademark	Status	Goods and Services
			<p>Printed matter in the nature of periodical publications, magazines, books, booklets and catalogues in the field of employee, personal and organizational assessment and/or development, blank cards, business cards, stationery, office requisites in the nature of folders, calendars, diaries, notepads, pens, pencils, erasers, pencil sharpeners, pencil cases, rulers, boxes for pens, book markers, drawing materials for blackboards, printed instructional, educational teaching materials in the field of employee, personal and organizational assessment and/or development (International Class 16)</p> <p>Business consultation, business management consulting in the field of team development, providing career consultation and conflict management; psychological testing for the selection of personnel, psychometric testing services, namely, development and application of standardized, statistically based protocols for the quantitative measurement, profiling and analysis of cognitive and problem solving ability, psychological and personality traits, occupational competencies, aptitude and work preferences, all for use in the recruitment, selection, placement, retention and professional development and enhancement of personnel, and business management consulting with relation to strategy and sales, particularly specializing in the use of analytic and statistic models for the understanding and predicting of consumers, businesses and market trends and actions (International Class 35)</p> <p>Organization and arranging of educational seminars, workshops, training sessions, conferences, symposiums, congresses and colloquiums, providing educational information in the field of employee, personal and organizational assessment and/or development, publication of books and texts, all the aforementioned in the field of employee, personal and organizational assessment and/or development, but not personal relationship, and business training; all the forementioned in the field of employee, personal, team, leadership and organizational development (International Class 41)</p>

2. Opposer’s registered trademarks set forth above are hereby collectively referred to as “Opposer’s INSIGHTS Marks.”



3. Opposer's rights in Opposer's INSIGHTS Marks were first registered in the United States on November 2, 2010.

4. Each of the registrations for Opposer's INSIGHTS Marks are valid and in full force and effect under United States trademark law.

5. Opposer has used Opposer's INSIGHTS Marks with the goods and services outlined in the tables set forth above in United States commerce since at least as early as November, 1997.

6. Opposer is currently using Opposer's INSIGHTS Marks with the goods and services outlined in the tables set forth above in United States commerce through its wholly owned subsidiaries.

7. Opposer, through its wholly owned subsidiaries, has so used Opposer's INSIGHTS Marks with the goods and services outlined in the tables set forth above in United States commerce such that the public has come to associate Opposer's INSIGHTS Marks with Opposer and as indicating that any product sold or service rendered under a trademark incorporating INSIGHT or INSIGHTS originates with Opposer. As a result, Opposer has created and is the owner of substantial goodwill in Opposer's INSIGHTS Marks.

8. In view of Opposer's registration and use of Opposer's INSIGHTS Marks, Opposer has built up substantial rights in Opposer's INSIGHTS Marks.

9. Applicant filed United States Trademark Application Serial Nos. 86/768,446 and 86/768,361 on September 25, 2015 seeking to register INSIGHT & DESIGN and PRAESAGUS INSIGHT in connection with, among other services and as amended via Examiner's Amendment on January 19, 2016, "Advisory services relating to business management and business operations; Business assistance, advisory and consulting services in the field of oil and gas including the managing of business affairs; advertising and marketing services; compilation of mathematical or statistical data for business; Business planning in the oil and gas field services in relation to resource planning, namely, performance prediction, logistics, operations and maintenance schedules; Market analysis and research services" in International Class 35.

10. United States Trademark Application Serial Nos. 86/768,446 and 86/768,361 were published in the *Official Gazette* on March 1, 2016.

11. Upon information and belief, Applicant allegedly first used INSIGHT & DESIGN and PRAESAGUS INSIGHT with "Advisory services relating to business management and business operations; Business assistance, advisory and consulting services in the field of oil and gas including the managing of business affairs; advertising and marketing services; compilation of mathematical or statistical data for business; Business planning in the oil and gas field services in relation to resource planning, namely, performance prediction, logistics, operations and maintenance schedules; Market analysis and research services" on August 1, 2015 and, upon

information and belief, Applicant allegedly first used INSIGHT & DESIGN and PRAESAGUS INSIGHT with “Advisory services relating to business management and business operations; Business assistance, advisory and consulting services in the field of oil and gas including the managing of business affairs; advertising and marketing services; compilation of mathematical or statistical data for business; Business planning in the oil and gas field services in relation to resource planning, namely, performance prediction, logistics, operations and maintenance schedules; Market analysis and research services” in United States commerce on August 1, 2015.

12. The INSIGHT & DESIGN and PRAESAGUS INSIGHT trademarks sought to be registered by Applicant are similar to Opposer’s INSIGHTS Marks.

13. Applicant’s INSIGHT & DESIGN and PRAESAGUS INSIGHT trademarks are confusingly and deceptively similar to Opposer’s previously and duly registered and used in United States commerce Opposer’s INSIGHTS Marks.

14. Applicant’s INSIGHT & DESIGN and PRAESAGUS INSIGHT trademarks have the appearance and commercial impression of being one of Opposer’s INSIGHTS Marks or somehow affiliated with or sponsored by Opposer.

15. The International Class 35 services identified in United States Trademark Application Serial Nos. 86/768,446 and 86/768,361 for the INSIGHT & DESIGN and PRAESAGUS INSIGHT trademarks are so closely related to the goods and services offered by

Opposer under Opposer's INSIGHTS Marks such that consumers are likely to believe that Applicant's services originate with Opposer or vice versa.

16. Applicant has adopted trademarks so closely resembling Opposer's INSIGHTS Marks in connection with related services that they would be viewed by any consumer as emanating from Opposer, either erroneously believing the INSIGHT & DESIGN and PRAESAGUS INSIGHT trademarks to be existing trademarks of Opposer, or new trademarks of Opposer or that Applicant is somehow affiliated with or sponsored by Opposer.

17. Upon information and belief, Applicant's services and Opposer's goods and services travel in common channels of trade.

18. Upon information and belief, the consumers for Applicant's services are the same consumers of Opposer's goods and services.

19. Due to the confusing similarity between Applicant's INSIGHT & DESIGN and PRAESAGUS INSIGHT trademarks and Opposer's INSIGHTS Marks, which were previously and duly registered and used in United States commerce, the related nature of the parties' goods and services as well as the overlapping of channels of trade and consumers who are likely to believe that Applicant's services originate with Opposer or vice versa, the result will be a likelihood confusion in the marketplace and damage to Opposer. Moreover, registration of the INSIGHT & DESIGN and PRAESAGUS INSIGHT trademarks by Applicant is likely to cause a

belief by consumers that Applicant's services are endorsed by, sponsored by or approved by Opposer, causing damage to Opposer.

20. Opposer will be further damaged by the registration of the INSIGHT & DESIGN and PRAESAGUS INSIGHT trademarks by Applicant, because it will cause confusion and uncertainty in the industry and handicap and damage the legitimate present and future activities of Opposer, by placing Applicant in the position to raise doubts as to the rights of Opposer to use Opposer's INSIGHTS Marks in connection with its goods and services. As a result, Opposer will eventually be deprived of all distinctiveness in Opposer's INSIGHTS Marks since Applicant's use will blur Opposer's INSIGHTS Marks along with the goods and services identified with those marks, and the association with which said Opposer's INSIGHTS Marks have come to convey will be tarnished.

WHEREFORE, The Insights Group Limited requests that registration of United States Trademark Application Serial Nos. 86/768,446 and 86/768,361 be denied, and this opposition be sustained.

Respectfully Submitted,

**The Insights Group Limited**

Dated: 08/29/2016

BY: /todd a denys/

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**CERTIFICATE OF FILING**

I hereby certify that this Notice of Opposition is being filed with the United States Patent and Trademark Office via the Trademark Trial and Appeal Board's Electronic System for Trademark Trials and Appeals [ESTTA] on-line filing process.

08/29/2016  
(Date of Deposit)

/todd a denys/  
(Signature)

08/29/2016  
(Date of Signature)

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that a true and complete copy of the foregoing Notice of Opposition was served, this 29<sup>th</sup> day of August, 2016, via Federal Express addressed as follows:

Praesagus Real Time Production Optimization Private Limited  
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Dated: 08/29/2016

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