

ESTTA Tracking number: **ESTTA851538**

Filing date: **10/11/2017**

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	Bayerische Motoren Werke Aktiengesellschaft
Granted to Date of previous extension	10/18/2017
Address	Petuelring 130 Munich, 80809 GERMANY

Attorney information	DAVID M KELLY KELLY IP LLP 1919 M STREET NW, SUITE 610 WASHINGTON, DC 20036 UNITED STATES Email: david.kelly@kelly-ip.com, clint.taylor@kelly-ip.com, lit-docketing@kelly-ip.com
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### Applicant Information

Application No	87224597	Publication date	06/20/2017
Opposition Filing Date	10/11/2017	Opposition Period Ends	10/18/2017
Applicant	LIN HAI ROOM 301,NO.42, XIAYANG STREET, EAST DISTRICT, ZHONGSHAN, GUANGDONG, CHINA		

### Goods/Services Affected by Opposition


Class 018. First Use: 2012/01/03 First Use In Commerce: 2015/01/23 All goods and services in the class are opposed, namely: Animal skin, namely, moleskin; Backpacks; Bags for sports; Business card cases; Garment bags for travel; Leather and imitation leather; Pocket wallets; Sports bags; Travelling bags; Trunks
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### Grounds for Opposition

Priority and likelihood of confusion	Trademark Act Section 2(d)
Dilution by blurring	Trademark Act Sections 2 and 43(c)


### Marks Cited by Opposer as Basis for Opposition

U.S. Registration No.	2816178	Application Date	05/16/2002
Registration Date	02/24/2004	Foreign Priority	NONE

		Date	
Word Mark	BMW		
Design Mark			
Description of Mark	NONE		
Goods/Services	<p>Class 001. First use: First Use: 0 First Use In Commerce: 0 Antifreeze</p> <p>Class 002. First use: First Use: 0 First Use In Commerce: 0 Paints, namely, paint for use in the manufacture of automobiles</p> <p>Class 003. First use: First Use: 0 First Use In Commerce: 0 Cleaning preparations for use in the automotive field; polish, namely chrome, automobile polish; car care products, namely, interior cleaner, wheel cleaner, car shampoo, leather care, rubber care and car wax</p> <p>Class 004. First use: First Use: 0 First Use In Commerce: 0 Engine lubricants; engine oils; gear oils</p> <p>Class 005. First use: First Use: 0 First Use In Commerce: 0 First aid kits</p> <p>Class 006. First use: First Use: 0 First Use In Commerce: 0 Metal key rings; [ metal money clips ]</p> <p>Class 007. First use: First Use: 0 First Use In Commerce: 0 Vehicle parts, namely engine covers</p> <p>Class 008. First use: First Use: 0 First Use In Commerce: 0 Hand tools, namely, scrapers</p> <p>Class 009. First use: First Use: 0 First Use In Commerce: 0 Compact disc players; [ cellular phones and parts thereof; mouse pads; ] global-positioning systems consisting primarily of computers, computer software, transmitters, receivers and network interfaced devices; [ flashing safety lights; ] sunglasses; tire pressure gauges; [ odometer/tachometer displays; ] compact disc cases; compact disc carrying cases</p> <p>Class 011. First use: First Use: 0 First Use In Commerce: 0 [ Spot lamps; ] [ map lights; ] lights for vehicles</p>		

	<p>Class 012. First use: First Use: 0 First Use In Commerce: 0  [ Wheel stud locks; ] valve stem caps; anti-theft alarm systems; [ bicycle lifts; ] bicycles; [ bicycle stands for stationary training; ] cargo carriers for vehicles; tire kits for vehicles containing tire pressure monitor and tire sealant; roof rack storage containers for land vehicles; license plate frames; [ bulk hauling trailers; ] seat covers for vehicles; [ covers for vehicle bumpers; ] sunshades for vehicles; [ mud flaps for vehicles; ] trailer hitch kits; fitted covers for vehicles; racks for vehicles, namely, ski racks and bicycle racks; [ bicycle bags; ] motorcycle saddlebags; fitted car covers</p> <p>Class 014. First use: First Use: 0 First Use In Commerce: 0  [ Precious metal money clips; ] watches; clocks [ ;tie clips; tie pins ]</p> <p>Class 016. First use: First Use: 0 First Use In Commerce: 0  Pens</p> <p>Class 018. First use: First Use: 0 First Use In Commerce: 0  Backpacks; briefcases; business card cases; carry-all bags; duffel bags; leather pouches; luggage boxes for vehicles; travel bags; umbrellas; [ fanny packs; ] wallets made of leather</p> <p>Class 020. First use: First Use: 0 First Use In Commerce: 0  Non-metal key rings; [ picture frames made of leather; furniture tables; chairs]</p> <p>Class 021. First use: First Use: 0 First Use In Commerce: 0  Mugs</p> <p>Class 022. First use: First Use: 0 First Use In Commerce: 0  Protective liners for the cargo area of vehicles; tie down straps</p> <p>Class 024. First use: First Use: 0 First Use In Commerce: 0  [ Blankets; ] towels</p> <p>Class 025. First use: First Use: 0 First Use In Commerce: 0  Suits; ties; [ dresses; flip flops; ] [turtle necks; ] headwear; wind resistant jackets</p> <p>Class 027. First use: First Use: 0 First Use In Commerce: 0  Floor mats for vehicles</p> <p>Class 028. First use: First Use: 0 First Use In Commerce: 0  Golf bags; golf balls; [ golf divot tools; golf gloves; toy racetracks; snowboards; skateboards; ] toy motorcycles; miniature toy vehicles; protective athletic equipment, namely, kidney guards</p> <p>Class 034. First use: First Use: 0 First Use In Commerce: 0  [ Cigarette lighters not for land vehicles ]</p>
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U.S. Registration No.	1450212	Application Date	06/29/1984
Registration Date	08/04/1987	Foreign Priority Date	12/30/1983
Word Mark	BMW		

Design Mark	
Description of Mark	NONE
Goods/Services	<p>Class 001. First use: First Use: 0 First Use In Commerce: 0  INDUSTRIAL CHEMICALS, [ FIRE EXTINGUISHING COMPOSITIONS; TEMPERING AND SOLDERING PREPARATIONS; INDUSTRIAL ADHESIVES; ALL ] FOR USE IN THE AUTOMOTIVE INDUSTRY</p> <p>Class 002. First use: First Use: 0 First Use In Commerce: 0  PAINTS; [ VARNISHES; LACQUERS; PRESERVATIVES AGAINST RUST AND AGAINST DETERIORATION OF WOOD; DYES; MORDANTS FOR WOOD; COLORING MORDANTS FOR LEATHER; METALS IN FOIL AND POWDER FORM FOR PAINTERS, DECORATORS, PRINTERS AND ARTISTS; ALL ] FOR USE IN THE AUTOMOTIVE INDUSTRY</p> <p>Class 003. First use: First Use: 0 First Use In Commerce: 0  [ BLEACHING PREPARATIONS AND OTHER LAUNDRY SUBSTANCES; ] CLEANING, POLISHING, SCOURING AND ABRASIVE PREPARATIONS; SOAPS[ ; PERFUMERY; ESSENTIAL OILS; COSMETICS; HAIR LOTIONS ]</p> <p>Class 004. First use: First Use: 0 First Use In Commerce: 0  [ INDUSTRIAL OILS AND GREASES; ] LUBRICANTS; [ DUST-ABSORBING, WETTING AND BINDING COMPOSITIONS; SOLID, LIQUID AND GASEOUS FUELS (INCLUDING MOTOR SPIRIT); ILLUMINANTS; CANDLES; WICKS; ALL ] FOR USE IN THE AUTOMOTIVE INDUSTRY</p> <p>Class 005. First use: First Use: 0 First Use In Commerce: 0  [ FULL LINE OF PHARMACEUTICAL, VETERINARY AND SANITARY PREPARATIONS; PLASTERS, MATERIALS FOR DRESSINGS; ] FIRST-AID KITS [ ; FIRST-AID CUSHIONS; DISINFECTANTS ]</p> <p>Class 006. First use: First Use: 0 First Use In Commerce: 0  [ CONSTRUCTION MATERIALS OF METAL; TRANSPORTABLE BUILDINGS OF METAL; NON-ELECTRIC CABLES AND WIRES OF COMMON METAL; IRONMONGERY; ] SMALL ITEMS OF METAL HARDWARE; [ PIPES AND TUBES OF METAL; SAFES; ] GOODS OF COMMON METAL, NAMELY, [ CASH BOXES, TOOL BOXES, ] IDENTIFICATION PLATESAND REINFORCEMENTS THEREFOR; TRANSPORT CONTAINERS AND TANKS; ALL FOR USE IN THEAUTOMOTIVE INDUSTRY</p>

Class 007. First use: First Use: 0 First Use In Commerce: 0

[ METAL-, WOOD-, PLASTICS-WORKING MACHINES; ] MACHINES FOR THE AUTOMOTIVE INDUSTRY; [ TIRE MOUNTING MACHINES; FOUNDRY MACHINES; LIFTING APPARATUS; CRANES; VARNISHING MACHINES; POLISHING MACHINES (OTHER THAN FOR HOUSEHOLD PURPOSES); PRESSES(MACHINES); SHARPENING MACHINES; WELDING MACHINES; GENERATING UNITS CONSISTING OF INTERNAL COMBUSTION ENGINES AND ELECTRIC GENERATORS; ELECTRIC GENERATORS; WASHING MACHINES AND PARTS THEREOF; MACHINETOOLS AND THEIR PARTS; ENGINES (EXCEPT FOR LAND VEHICLES) AND PARTS THEREOF; ] IGNITION DEVICES FOR INTERNAL COMBUSTION ENGINES AND PARTS THEREOF; CARBURETORS; FUEL INJECTION PUMPS; TRANSMISSIONS, CLUTCHES [ AND DRIVE BELTS (EXCEPT FOR LAND VEHICLES) AND PARTS THEREOF ]

Class 008. First use: First Use: 0 First Use In Commerce: 0

HAND TOOLS (HAND OPERATED) [ ; HAND OPERATED IMPLEMENTS FOR THE CONSTRUCTION OF MACHINES; APPARATUS AND VEHICLES; MANUALLY OPERATED LIFTING JACKS; CUTLERY, FORKS AND SPOONS; SIDE ARMS; RAZORS; ALL FOR USE IN THE AUTOMOTIVE INDUSTRY ]

Class 009. First use: First Use: 0 First Use In Commerce: 0

[ ELECTRICAL APPARATUS AND INSTRUMENTS FOR POWER FIELD, namely, FOR THE FIELDS OF CONDUCTION, TRANSFORMATION, STORAGE, REGULATION AND CONTROL; ] ELECTRICAL APPARATUS AND INSTRUMENTS FOR LOW CURRENT FIELDS, [, namely, FOR THE FIELDS OF TELECOMMUNICATION, HIGH-FREQUENCY AND REGULATION; ELECTRIC SOLDERING APPARATUS; PHOTOGRAPHIC, CINEMATOGRAPHIC, ] OPTICAL, MEASURING, SIGNALLING, MONITORING, [ LIFE-SAVING AND TEACHING APPARATUS AND ] INSTRUMENTS; CLOTHING FOR PROTECTION AGAINST FIRE AND ACCIDENTS, INCLUDING FOOTWEAR, PROTECTIVE HELMETS, [ PROTECTIVE EYEGLASSES, ] SUNGLASSES; APPARATUS FOR RECORDING, TRANSMISSION OR REPRODUCTION OF SOUND OR IMAGES; [ MAGNETIC DATA CARRIERS; ] RECORDING DISCS; [ AUTOMATIC VENDING MACHINES AND MECHANISMS FOR COIN-OPERATED APPARATUS; CASH REGISTERS; CALCULATING MACHINES AND DATA PROCESSING EQUIPMENT; FIRE-EXTINGUISHING APPARATUS ]

Class 011. First use: First Use: 0 First Use In Commerce: 0

APPARATUS FOR LIGHTING, [ HEATING, STEAM GENERATING, COOKING, REFRIGERATING, DRYING, VENTILATING AND WATER SUPPLY; ALL ] FOR USE IN THE AUTOMOTIVE INDUSTRY

Class 012. First use: First Use: 0 First Use In Commerce: 0

LAND [ , AIR AND WATER ] VEHICLES AND PARTS THEREOF NOT INCLUDED IN OTHER CLASSES; ENGINES; COUPLINGS AND DRIVE BELTS FOR LAND VEHICLES AND PARTS THEREOF; VEHICLE REGISTRATION PLATES; TOW HOOKS; STARTERS; EXHAUST PIPES AND MUFFLERS; EXHAUST SYSTEMS COMPOSED OF EXHAUST PIPES AND MUFFLERS; BRAKES; CHASSIS; DIRECTIONAL SIGNALS; VEHICLE AXLES; VEHICLE SEATS; SUSPENSIONS; WINDOW PANES; WINDSHIELDS; TRANSMISSIONS FOR LAND VEHICLES; HORNS; CARBODIES AND PARTS THEREOF; STEERING LINKAGES; [ STEERING GEARS; ] STEERING WHEELS; AIR GUIDE DEVICES, NAMELY, SPOILERS AND AIR GUIDE WINGS; WHEELS; [ PNEUMATIC TIRES; ] RIMS FOR VEHICLE WHEELS; [ VALVES FOR VEHICLE TIRES; ] MIRRORS; SHOCK ABSORBERS; VEHICLE BUMPERS; IGNITION DEVICES FOR LAND VEHICLE ENGINES [ AND PARTS THEREFOR; ] VEHICLE ACCESSORIES, NAMELY, [ TOW ROPES, TOW RODS, TRAILER HITCHES, ] BURGLAR ALARMS, THEFT PROTECTION DEVICES, [ MATS, ] BAGGAGE CARRIERS, [ ANTI-SKID CHAINS, HEAD RESTS, AIR

PUMPS, MUDGUARDS, ] SAFETY BELTS, SAFETY CUSHIONS, [ SAFETY SEATS FOR CHILDREN, ] SKI CARRIERS, SUN VISORS, SUN PROTECTING GLASS PANES, SUN BLINDS, SURFBOARD MOUNTING SUPPORTS, [ WARNING SIGNS, ] HAZARD WARNING LAMPS, WIND DEFLECTORS, [ BODY TRIMS, STRIPES; ACCESSORY CASES; ] CIGAR LIGHTERS AND CIGARETTE LIGHTERS FOR AUTOMOBILES; ACCESSORIES FOR MOTORCYCLES, NAMELY, THEFT PROTECTION DEVICES, REPAIR KITS FORTIRES, TWO-WAY COMMUNICATION SETS, BAGGAGE CONTAINERS, [ SUITCASE AND ] BAGGAGE CARRIERS, [ AIR PUMPS, ] SADDLEBAGS, ROLL BARS, [ TANK RUCKSACKS, TANK BAGS AND POCKETS, ] COVERINGS [ ; RUDDERS AND SCREWS (PROPELLERS) FOR SHIPS ]

Class 014. First use: First Use: 0 First Use In Commerce: 0

GOODS IN PRECIOUS METALS, THEIR ALLOYS OR GOODS COATED THEREWITH, NAMELY, [ HANDCRAFTED ARTICLES, ] ORNAMENTAL ARTICLES, [ TABLE WARE (EXCEPT TABLE CUTLERY), EPERGNES, ASH TRAYS, TOBACCO BOXES, BOXES FOR CIGARS AND CIGARETTES, CIGAR AND CIGARETTE HOLDERS; ] JEWELRY; [ PRECIOUS STONES; ] HOROLOGICAL AND CHRONOMETRIC INSTRUMENTS

Class 016. First use: First Use: 0 First Use In Commerce: 0

PAPER; [ CARDBOARD; AND ] GOODS MADE FROM PAPER AND CARDBOARD, NAMELY, [ FACE TOWELS, TABLE NAPKINS, ] FILTER PAPER, [ POCKET HANDKERCHIEFS, HYGIENIC PAPER, BABIES' NAPKINS, ] CASES AND BAGS FOR PACKAGING, BADGES, [ TRANSFER-PICTURES, PLAQUES, ] STICKERS, LABELS, SELF-ADHESIVE PLASTIC SHEETS FOR DECORATIVE PURPOSES, PRINTED MATTER; PHOTOGRAPHS; STATIONERY; [ ADHESIVES FOR STATIONERY OR HOUSEHOLD PURPOSES; PAINT BRUSHES; TYPEWRITERS AND OFFICE REQUISITES (EXCEPT FURNITURE), NAMELY, NON-ELECTRIC APPARATUS; ] INSTRUCTIONAL AND TEACHING MATERIAL (EXCEPT APPARATUS) IN THE FORM OF PRINTED MATTER; GAMES; [ GLOBES; DRAWING INSTRUMENTS FOR BLACKBOARDS; ] PLASTIC MATERIALS FOR PACKAGING, NAMELY, ENVELOPES, BAGS AND FILMS [ ; PLAYING CARDS; PRINTERS' TYPE; PRINTING BLOCKS ]

Class 017. First use: First Use: 0 First Use In Commerce: 0

[ GOODS MADE OF RUBBER, GUTTA-PERCHA OR GUM, NAMELY, THREADS OF RUBBER (NOT FOR TEXTILE USE), INSULATING GLOVES, WASHERS, SHOCK-ABSORBING BUFFERS, RINGS, PIPE AND HOSE CONNECTION PARTS ; PACKAGING AND PADDING MATERIALS; GOODS MADE OF ASBESTOS, NAMELY, WALL-COVERINGS, PACKING, CLOTH, ASBESTOS PAPER OR MILL BOARDS, SOLES; GOODS MADE OF MICA, NAMELY, INSULATING PLATES; PACKING, SEALING AND INSULATING MATERIALS; FLEXIBLE PIPES (NOT OF METAL) ]

Class 018. First use: First Use: 0 First Use In Commerce: 0

GOODS MADE OF LEATHER [ OR OF LEATHER IMITATIONS, ] NAMELY, [ HANDBAGS AND GENERAL PURPOSE CASES, IN PARTICULAR PURSES, ] POCKET WALLETS, KEY CASES; [ ANIMAL SKINS AND HIDES; TRUNKS AND ] TRAVELLING BAGS; UMBRELLAS [ , PARASOLS AND WALKINGSTICKS; SADDLERY ]

Class 020. First use: First Use: 0 First Use In Commerce: 0

[ FURNITURE; MIRRORS; PICTURE FRAMES; ] GOODS MADE OF WOOD OR WOOD SUBSTITUTES, NAMELY, [ CASES, TRANSPORT PALLETS, VATS AND SPIGOTS, TOOL HANDLES, REELS FOR YARN, COAT HANGERS, CLOTHES-PEGS, WORKS OF ART DECORATIVE OBJECTS: GOODS OF CORK, REED, CANE, WICKER, HORN, BONE, IVORY, WHALEBONE, SHELL, AMBER, MOTHER-OF-PEARL, MEERSCHAUM AND SUBSTITUTES FOR ALL THESE MATERIALS; ] GOODS MADE OF PLASTICS, NAMELY, TRANSPORT CONTAINERS, [ VATS, TANKS, RIVETS, SCREWS, PINS, ] SIGN-

BOARDS,BADGES, [ TRANSFER-PICTURES, STICKERS, ] LABELS, [ PLAQUES, FURNITURE, WINDOW AND DOOR FITTINGS, CURTAIN RODS, CURTAIN HOOKS, SLATTED INDOOR BLINDS, COVERS FORCLOTHING, COAT HANGERS, CLOTHES-PEGS, BOTTLE CLOSURES, ] KEY PENDANTS

Class 021. First use: First Use: 0 First Use In Commerce: 0

[ SMALL HAND-OPERATED HOUSEHOLD OR KITCHEN APPARATUS AND INSTRUMENTS; HOUSEHOLDOR KITCHEN CONTAINERS (NOT OF PRECIOUS METAL OR COATED THEREWITH); COMBS AND SPONGES; ] BRUSHES (EXCEPT PAINT BRUSHES) [ ; CLEANING IMPLEMENTS; STEEL WOOL; UNWORKED OR SEMI-WORKED GLASS (EXCEPT GLASSUSED IN BUILDING); GLASSWARE, PORCELAINAND EARTHENWARE FOR HOUSEHOLD AND KITCHEN; WORKS OF ART MADE OF GLASS, PORCELAIN OR EARTHENWARE ]

Class 022. First use: First Use: 0 First Use In Commerce: 0

[ ROPES; STRING; FISHING NETS; TENTS; AWNINGS; TARPAULIN; SAILS; PADDING AND STUFFING MATERIALS (EXCEPT OF RUBBER OR PLASTICS); RAW FIBROUS TEXTILE MATERIALS ]

Class 024. First use: First Use: 0 First Use In Commerce: 0

TEXTILES AND TEXTILE GOODS, NAMELY, CLOTHS, [ CURTAINS, BLINDS, HOUSEHOLD LINEN, TABLE LINEN, BED LINEN; COLORS; ] FLAGS; PENNANTS [ ; BADGES OF CLOTH; TRAVELLING BLANKETS; TRAVELLING PLAIDS; BED ANDTABLE COVERS ]

Class 025. First use: First Use: 0 First Use In Commerce: 0

CLOTHING [ INCLUDING ELECTRICALLY HEATED CLOTHING; ] FOOTWEAR; HEADGEAR; ALL FOR USE IN THE AUTOMOTIVE INDUSTRY

Class 026. First use: First Use: 0 First Use In Commerce: 0

[ LACE AND EMBROIDERY; RIBBONS AND BRAID; BUTTONS; HOOKS AND EYES; PINS AND NEEDLES; SEW-ON LABELS; ] PIN BADGES; BADGES WITH SAFETY PINS; BUTTONHOLE BADGES [ ; BELT CLASPS; ARTIFICIAL FLOWERS ]

Class 027. First use: First Use: 0 First Use In Commerce: 0

[ CARPETS; RUGS; MATS AND MATTING; LINOLEUM AND FLOOR COVERINGS OF RUBBER, PLASTICS OR TEXTILE ]

Class 028. First use: First Use: 0 First Use In Commerce: 0

GAMES AND PLAYTHINGS; [ EXERCISING APPARATUS; SKI, TENNIS AND FISHING EQUIPMENT; SKI, CRICKET AND GOLF BAGS ]

Class 034. First use: First Use: 0 First Use In Commerce: 0

SMOKERS' ARTICLES, NAMELY, [ TOBACCO TINS, CIGAR AND CIGARETTE HOLDERS, CIGAR AND CIGARETTE CASES, ] ASHTRAYS (NOT OF PRECIOUS METALS) [ THEIR ALLOYS OR COATEDTHEREWITH, PIPE STANDS, PIPE CLEANERS, CIGAR CUTTERS, PIPES, LIGHTERS, POCKET APPARATUS FOR ROLLING CIGARETTES, CIGARETTE PAPER, CIGARETTE FILTERS; MATCHES ]

Class 035. First use: First Use: 0 First Use In Commerce: 0

ADVERTISING AND BUSINESS, NAMELY, MANAGEMENT CONSULTING; PROCUREMENT OF CONTRACTS FOR THE PURCHASE AND SALE OF GOODS; PUBLICITY SERVICES


Class 036. First use: First Use: 0 First Use In Commerce: 0

INSURANCE AND FINANCIAL, NAMELY, [ CREDIT CONSULTING, ] CREDIT BROKERAGE, [ REAL ESTATE MANAGEMENT AND APARTMENT HOUSE MANAGEMENT, REAL ESTATE AGENCIES, ] LEASING, INSURANCE BROKERAGE

Class 037. First use: First Use: 0 First Use In Commerce: 0

[ CONSTRUCTION AND REPAIR, NAMELY, CONSTRUCTION (ABOVE OR


BELOW GROUND), CONSTRUCTION BY ENGINEERS, REPAIR OF BUILDINGS, ] REPAIR AND MAINTENANCE OF MOTOR VEHICLES AND MOTORS  
 Class 039. First use: First Use: 0 First Use In Commerce: 0  
 [ TRANSPORTATION AND STORAGE, NAMELY, TRANSPORT OF PERSONS AND GOODS BY MOTOR VEHICLES, BY RAILWAYS, VESSELS AND AIRPLANES; ] ARRANGING OF TOURS; TRAVEL AGENCIES; AGENCIES FOR TRANSPORT OF PERSONS [;ORGANIZATION OF SIGHTSEEING TOURS; ESCORTING OF TRAVELLERS; MOTOR CAR RENTAL ]  
 Class 041. First use: First Use: 0 First Use In Commerce: 0  
 EDUCATION [ AND ENTERTAINMENT, ] NAMELY, [ EDUCATION, AND ] EDUCATIONAL COURSESFOR WORKERS [ , SKILLED WORKERS, WHITE COLLAR WORKERS, ENGINEERS, MANAGERS AND OTHER STAFF MEMBERS OF THIRD PARTIES; INSTRUCTION IN DRIVING; INSTRUCTION IN SPORTS; MUSEUM SERVICES; MUSIC PERFORMANCES; THEATRE PERFORMANCES; PRESENTATION OF ART EXHIBITIONS; PRESENTATION OF SPORT COMPETITIONS; PUBLICATION AND ISSUING OF BOOKS, JOURNALS AND MAGAZINES ]  
 Class 042. First use: First Use: 0 First Use In Commerce: 0  
 [ MISCELLANEOUS, NAMELY, NEGOTIATION AND SETTLEMENT OF COMMERCIAL TRANSACTIONS FOR THIRD PARTIES, ARCHITECTURAL CONSULTATION AND CONSTRUCTION DRAFTING, LODGINGAND BOARDING SERVICES, SERVICES OF ARCHITECTS, SERVICES OF INTERIOR DECORATORS,SERVICES OF ENGINEERS, COMPUTER PROGRAMMING ]

U.S. Registration No.	2752258	Application Date	05/15/2002
Registration Date	08/19/2003	Foreign Priority Date	NONE
Word Mark	B M W		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 003. First use: First Use: 0 First Use In Commerce: 0 Cleaning preparations for use in the automotive field; polish, namely, [ chrome,]		



	<p>automobile polish; car care products,namely, interior cleaner, wheel cleaner, car shampoo, leather care, [ rubber care ] and car wax</p> <p>Class 004. First use: First Use: 0 First Use In Commerce: 0</p> <p>Engine oils</p> <p>Class 006. First use: First Use: 0 First Use In Commerce: 0</p> <p>Metal key rings; [ metal money clips ]</p> <p>Class 007. First use: First Use: 0 First Use In Commerce: 0</p> <p>Vehicle parts, namely, engine covers</p> <p>Class 009. First use: First Use: 0 First Use In Commerce: 0</p> <p>[ Compact disc players; cellular phonesand parts thereof; mouse pads; ] global-positioning systems consisting primarily of computers, computer software, transmitters, receivers and network interfacedevices; [ odometer/tachometer displays]</p> <p>Class 011. First use: First Use: 0 First Use In Commerce: 0</p> <p>[ Spot lamps; map lights; lights for vehicles ]</p> <p>Class 012. First use: First Use: 0 First Use In Commerce: 0</p> <p>Wheel stud locks; valve stem caps; bicycles; [ bicycles stands for stationary training; bicycle bags, namely, bags madeto fit bicycles; bulk hauling trailers;] trailer hitch kits</p> <p>Class 014. First use: First Use: 0 First Use In Commerce: 0</p> <p>Watches; [ clocks ]</p> <p>Class 016. First use: First Use: 0 First Use In Commerce: 0</p> <p>Pens</p> <p>Class 018. First use: First Use: 0 First Use In Commerce: 0</p> <p>Backpacks; carry-all bags; duffel bags;[ fanny packs ]</p> <p>Class 020. First use: First Use: 0 First Use In Commerce: 0</p> <p>[ Non-metal key rings ]</p> <p>Class 021. First use: First Use: 0 First Use In Commerce: 0</p> <p>Cups</p> <p>Class 025. First use: First Use: 0 First Use In Commerce: 0</p> <p>[ Gloves; dresses; ] shirts; scarves; sweatshirts; [ ties; ] wind resistant jackets</p> <p>Class 028. First use: First Use: 0 First Use In Commerce: 0</p> <p>Golf bags; golf balls; [ snowboards; skateboards; ] toy motorcycles; miniature toy vehicles</p>
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U.S. Registration No.	4366456	Application Date	12/17/2011
Registration Date	07/16/2013	Foreign Priority Date	07/13/2011
Word Mark	B M W		

Design Mark	
Description of Mark	NONE
Goods/Services	<p>Class 003. First use: First Use: 0 First Use In Commerce: 0 Non-medicated toiletries and perfume</p> <p>Class 006. First use: First Use: 0 First Use In Commerce: 0 Metal money boxes</p> <p>Class 008. First use: First Use: 0 First Use In Commerce: 0 Cutlery</p> <p>Class 009. First use: First Use: 0 First Use In Commerce: 0 Mobile phones, cases for mobile phones, reading glasses, sunglasses and spectacles, interactive game programs; computerbags</p> <p>Class 011. First use: First Use: 0 First Use In Commerce: 0 Electric toaster, electric kettles</p> <p>Class 016. First use: First Use: 0 First Use In Commerce: 0 Table mats made of cardboard, school supply kits containing various combinations of selected school supplies, namely, writing instruments, pens, pencils, mechanical pencils, erasers, markers, crayons, highlighter pens, folders, notebooks, paper, drawing protractors, paper clips, pencil sharpeners, writing grips, glue and book marks; pencil cases, wrapping paper, greeting cards, paper notebooks, calendars and diaries, publications, namely, books, magazines in relation to motor vehicles, travel, cultural events, and/or sporting events</p> <p>Class 018. First use: First Use: 0 First Use In Commerce: 0 Handbags, leather bags, suitcases and wallets, purses, carryalls, satchels, trunks and suitcases; schoolchildren's backpacks; coin purses not of precious metal, umbrellas, rucksacks, cosmetic bags, toiletry bags, briefcases, school bags</p> <p>Class 026. First use: First Use: 0 First Use In Commerce: 0 Belt buckles of precious metal, hair accessories, namely, hair elastics, hair bands, hair clips, hair pins</p> <p>Class 029. First use: First Use: 0 First Use In Commerce: 0 Frozen, frosted, preserved, processed, dried, cooked or crystallized fruit and ve-</p>

	<p>getables extracts for use in prepared meals or food, fruit-based food, fruit-based organic food bars, dairy-based food, fruit based snack food, cereal based energy bars</p> <p>Class 030. First use: First Use: 0 First Use In Commerce: 0 Coffee and tea, cereal based snack food, chewing gums, chocolate and chocolates, candies</p> <p>Class 032. First use: First Use: 0 First Use In Commerce: 0 Soft drinks, water beverages, fruit juice, syrups for making beverages</p>
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U.S. Registration No.	4284327	Application Date	09/15/2010
Registration Date	02/05/2013	Foreign Priority Date	03/16/2010

Word Mark	BMW MOTORSPORT
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Design Mark	<b>BMW Motorsport</b>
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Description of Mark	NONE
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Goods/Services	<p>Class 009. First use: First Use: 0 First Use In Commerce: 0 Sunglasses</p> <p>Class 012. First use: First Use: 0 First Use In Commerce: 0 Parts for motor cars, namely, engines and engine mounts, drive belts, fuel tanks, gearbox and gearbox mounts, gear lever knobs for motor cars, chassis, wheel suspensions, suspension struts, suspension systems for motor cars, shock absorbing springs, shock absorbers, coil springs, suspension spring struts, steering wheels, steering racks, inner tie rod ends, outer tie rod ends, steering columns, transmissions, differential gears, drive shafts, trailing arms, structural parts for automobiles in the nature of air cooling ducts and water cooling ducts, clutches, axles, structural parts, body shells, doors, roof panels for motor cars, motor car hood, trunk lids, fenders, rollcages, door handles, side mirrors, rear-view mirrors, front and rear bumpers, front and rear bumper covers, side panels, side skirts, wheel arch covers, motor car structural parts in the nature of side walls, automotive windshield shade screens, wind deflectors, windshields, window panes, automobile tail fins, spoilers, aerodynamic wings for automobiles, body kits comprised of external structural parts of automobiles, motor car power locks, air pumps of automobiles, brakes for motor cars, brake calipers, brake pads for motor cars, brake disks, brake gaskets for motor cars, brake ventilation for motor cars, brake sensors for motor cars, brake air ducts for motor cars, brake pipes for motor cars, braking hydraulic units for motor cars, gas pedals, brake pedals, clutch pedals, wheels, alloy wheel rims, lug nuts for vehicle wheels, car wheel spacers, car wheel carriers, wheel hubs, tire valves for vehicle tires, vehicle seats, safety belts for motor cars, badges for vehicles, metal parts for vehicles, namely, automotive exterior and interior metal decorative and protective trim</p> <p>Class 014. First use: First Use: 0 First Use In Commerce: 0 Key rings of precious metal; key chains of precious metal</p> <p>Class 016. First use: First Use: 0 First Use In Commerce: 0 Pens</p> <p>Class 018. First use: First Use: 0 First Use In Commerce: 0 Backpacks, umbrellas, sports bags, wallets</p> <p>Class 025. First use: First Use: 0 First Use In Commerce: 0 T-shirts, polo shirts, long-sleeve shirts and jackets, caps</p>
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	<p>Class 028. First use: First Use: 0 First Use In Commerce: 0 Plush toys</p> <p>Class 041. First use: First Use: 0 First Use In Commerce: 0 Organization of car racing events, participation in car racing events</p>
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U.S. Registration No.	5075592	Application Date	03/17/2015
Registration Date	11/08/2016	Foreign Priority Date	09/22/2014

Word Mark	BMW I
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Design Mark	
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Description of Mark	NONE
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Goods/Services	<p>Class 009. First use: First Use: 0 First Use In Commerce: 0 Computer programs for connecting remotely to computers or computer networks, for the enabling of access or entrance control, for using the internet, for compilation of driver data, for providing electronic software updates; computer software for automotive application for use in collecting, reading and processing driver relevant data and for use in operating and controlling entertainment systems, communication systems, internet access and navigation; Integrated battery backup systems comprising a battery, an electronic measurement apparatus for use in the measurement of battery health and performance, and a remote computer software program that uses the foregoing data to trend, predict, and store data related to the health of the battery; electronic data processing apparatus, loggers, recorders and relays for sensors; batteries for electric vehicles; chargers for electric batteries; charging cables; bags specially adapted for cables; spectacles</p> <p>Class 012. First use: First Use: 0 First Use In Commerce: 0 Vehicles and parts thereof, namely, structural parts, engines, wheels, transmissions, windshields, differentials, fenders, drive belts, gears, axles, brakes and braking systems, chassis, badges, bumpers, vehicle seats, trunks, side mirrors, rear view mirrors, steering wheels, shock absorbers, safety belts, rims for vehicle wheels, anti-theft devices for vehicles; body kits comprised of external structural parts of automobiles; roof rack storage containers for land vehicles, saddlebags for motorcycles, roll bars for motor vehicles, fitted covers for motor vehicles; sun-screen devices for vehicles, namely, sun shields and visors; transport boxes and nets for vehicles, namely, roof boxes for vehicles and luggage nets for vehicles; fitted land vehicle covers</p> <p>Class 014. First use: First Use: 0 First Use In Commerce: 0 Key rings of precious metals; jewellery; watches; lanyards for holding keys</p> <p>Class 016. First use: First Use: 0 First Use In Commerce: 0 Stationery, handbooks and instruction manuals in the field of automobiles</p> <p>Class 018. First use: First Use: 0 First Use In Commerce: 0 Travelling bags, handbags, all-purpose carrying bags, all-purpose sport bags, backpacks, satchels, duffel bags, cosmetic bags sold empty, toiletry bags sold empty, briefcases; suitcases; trolleys namely general purpose sport trolley bags; parasols; wallets; purses ; trunks; umbrellas</p>
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	<p>Class 025. First use: First Use: 0 First Use In Commerce: 0 Clothing, namely, t-shirts, polo shirts, long-sleeved shirts, pullovers, jackets, pants, shorts, skirts, dresses, ties, belts; footwear; headgear, namely, hats and caps</p> <p>Class 036. First use: First Use: 0 First Use In Commerce: 0 Insurance services, namely, issuance and administration of insurance in the field of automobiles; financial affairs, namely, retail and wholesale financing services for motor vehicles, namely, financing the purchase and leasing of motor vehicles, arranging of loans for motor vehicles; brokerage and providing of venture capital and development capital, namely, brokerage services for capital investments, providing venture capital, development capital, private equity and investment funding; fund investments in relation to private equity and investment funds</p> <p>Class 037. First use: First Use: 0 First Use In Commerce: 0 Repair and maintenance of vehicles, batteries for electric vehicles, battery chargers and solar modules; installation of wall chargers for electric vehicles and solar modules</p> <p>Class 038. First use: First Use: 0 First Use In Commerce: 0 Telecommunications access service; transmission of information by electronic communications networks, information about telecommunication</p> <p>Class 039. First use: First Use: 0 First Use In Commerce: 0 Car rental; organization of travel</p> <p>Class 041. First use: First Use: 0 First Use In Commerce: 0 Providing entertainment, namely, conducting music concerts, dance events, fashion shows; entertainment in the form of live or recorded visual and audio performances by actors, musical bands, dancers, entertainment in the nature of amusement park rides; organization of sporting and cultural activities</p>
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U.S. Registration No.	5139356	Application Date	05/18/2015
Registration Date	02/14/2017	Foreign Priority Date	11/19/2014
Word Mark	BMW INDIVIDUAL		
Design Mark	<b>BMW Individual</b>		
Description of Mark	NONE		
Goods/Services	<p>Class 002. First use: First Use: 0 First Use In Commerce: 0 Dyestuffs; lacquers and varnishes</p> <p>Class 012. First use: First Use: 0 First Use In Commerce: 0 Automobiles and their structural parts; motor car seats; fitted coverings for car seats; roof top luggage carriers for vehicles; wheels for automobiles; children's car seats; automobile engines</p> <p>Class 014. First use: First Use: 0 First Use In Commerce: 0 Jewellery; chronoscopes</p> <p>Class 018. First use: First Use: 0 First Use In Commerce: 0 Travelling bags, handbags, all-purpose carrying bags, all-purpose sport bags, backpacks, satchels, duffel bags, cosmetic bags sold empty, toiletry bags sold empty, briefcases; suitcases; trolleys, namely, general purpose sport trolley bags; umbrellas, parasols; wallets; purses</p> <p>Class 024. First use: First Use: 0 First Use In Commerce: 0</p>		

	Textiles for the manufacture of the interior of motor vehicles Class 027. First use: First Use: 0 First Use In Commerce: 0 Vehicle carpets; floor mats for vehicles
--	---

U.S. Application/ Registration No.	NONE	Application Date	NONE
Registration Date	NONE		
Word Mark	BMW		
Goods/Services	Bags; backpacks; leather goods; automobiles, motorcycles, and parts and accessories therefor; retail store services featuring automobiles, motorcycles, and parts and accessories therefor; repair and maintenance services for automobiles and motorcycles; and all other goods and services listed in the notice of opposition.		


U.S. Application/ Registration No.	NONE	Application Date	NONE
Registration Date	NONE		
Design Mark			
Goods/Services	Goods and Services: Bags; backpacks; leather goods; automobiles, motorcycles, and parts and accessories therefor; retail store services featuring automobiles, motorcycles, and parts and accessories therefor; repair and maintenance services for automobiles and motorcycles; and all other goods and services listed in the notice of opposition.		

Attachments	76410763#TMSN.png( bytes ) 73487543#TMSN.png( bytes ) 76410806#TMSN.png( bytes )
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	79116566#TMSN.png( bytes ) 79089916#TMSN.png( bytes ) 79171111#TMSN.png( bytes ) 79167644#TMSN.png( bytes ) BMW Logo Resized.jpeg BMW2 - Notice of Opposition.pdf(514771 bytes )
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Signature	/David M. Kelly/
Name	David M. Kelly
Date	10/11/2017

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

<p>BAYERISCHE MOTOREN WERKE AKTIENGESELLSCHAFT,</p> <p style="text-align: center;">Opposer</p> <p style="text-align: center;">v.</p> <p>LIN HAI,</p> <p style="text-align: center;">Applicant.</p>	<p>Opposition No:</p> <p style="text-align: center;"></p> <p>Mark: Serial No.: 87224597 Filed: November 3, 2016</p>
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**NOTICE OF OPPOSITION**


Bayerische Motoren Werke Aktiengesellschaft (“Opposer”) believes that it is being and will be damaged by Lin Hai’s (“Applicant”) registration of the mark BMW<sup>2</sup> & Design for “animal skin, namely, moleskin; backpacks; bags for sports; business card cases; garment bags for travel; leather and imitation leather; pocket wallets; sports bags; travelling bags; trunks” in International Class 18, and hereby opposes U.S. Trademark Application Serial No. 87224597. As grounds for its opposition, Opposer alleges the following, upon actual knowledge with respect to Opposer’s own acts, and upon information and belief as to other matters:

**Opposer and Its Business and BMW Marks**

1. Opposer is a German corporation with its principal place of business at Petuelring 130, 80809 Munich, Federal Republic of Germany.
2. Opposer is a leading automotive company that designs, manufactures, and sells automobiles, motorcycles, and parts and accessories therefor, among many other products and services.



3. Opposer, itself or through its predecessors-in-interest, related companies and/or licensees, uses and has used for decades the BMW trademark and the BMW

Roundel logo  (collectively the “BMW Marks”) in commerce in connection with automobiles. Opposer also uses and has used BMW as a trade name for decades.

5. Opposer’s BMW branded automobiles have long been among the most recognized cars in the world based on their long history, massive commercial success, significant advertising and promotion, and widespread publicity and media attention.

8. Opposer’s BMW automobiles and BMW Marks have received substantial publicity and media attention in the U.S. for decades, and Opposer’s BMW automobiles have won numerous accolades and awards for many years.




9. Opposer’s BMW Marks have been exposed to many millions of consumers in commerce nationwide. As a result, Opposer’s BMW Marks are famous and have been famous for decades.

10. In addition to its motor vehicles and parts and accessories therefor and related maintenance and repair services, Opposer, itself or through its predecessors-in-interest, related companies, and/or licensees, offers and has offered for decades a wide variety of merchandise under its BMW Marks including, but not limited to, bags, backpacks, and leather goods. Representative examples of Opposer’s bags and leather goods are shown below.



11. Opposer owns the following valid and subsisting U.S. federal trademark registrations for Opposer’s BMW Marks, among others, and BMW-formative marks (copies of TSDR printouts for these registrations, including Assignment records, are attached as Exhibit A).

Trademark	Reg. No. Date	Goods/Services
BMW	U.S. Reg. No. 2816178	Backpacks; briefcases; business card cases; carry-all bags; duffel bags; leather pouches; luggage boxes for vehicles; travel

Trademark	Reg. No. Date	Goods/Services
	Reg. Date: 2/24/2004	bags; umbrellas; wallets made of leather in Class 18  Additional goods in Classes 1, 2, 3, 4, 5, 6, 7, 8, 9, 11, 12, 14, 16, 20, 21, 22, 24, 25, 27, and 28
	U.S. Reg. No.: 1450212  Reg. Date: 8/4/1987	Goods made of leather namely, pocket wallets, key cases; travelling bags; umbrellas in Class 18  Additional goods and services in Classes 1, 2, 3, 4, 5, 6, 7, 8, 9, 11, 12, 14, 16, 20, 21, 24, 25, 26, 28, 34, 35, 36, 37, 39, and 41
	U.S. Reg. No.: 2752258  Reg. Date: 8/19/2003	Backpacks; carry-all bags; duffel bags in Class 18  Additional goods in Classes 3, 4, 6, 7, 9, 12, 14, 16, 21, 25, and 28
	U.S. Reg. No. 4366456  Reg. Date: 7/16/2013	Handbags, leather bags, suitcases and wallets, purses, carryalls, satchels, trunks and suitcases; schoolchildren's backpacks; coin purses not of precious metal, umbrellas, rucksacks, cosmetic bags, toiletry bags, briefcases, school bags in Class 18  Additional goods in Classes 3, 6, 8, 9, 11, 16, 26, 29, 30, and 32
BMW MOTORSPORT	U.S. Reg. No.: 4284327  Reg. Date: 2/5/2013	Backpacks, umbrellas, sports bags, wallets in Class 18  Additional goods and services in Classes 9, 12, 14, 16, 25, 28, and 41
BMW I	U.S. Reg. No. 5075592  Reg. Date:	Travelling bags, handbags, all-purpose carrying bags, all-purpose sport bags, backpacks, satchels, duffel bags, cosmetic bags sold empty, toiletry bags sold empty,

Trademark	Reg. No. Date	Goods/Services
	11/8/2016	briefcases; suitcases; trolleys namely general purpose sport trolley bags; parasols; wallets; purses ; trunks; umbrellas in Class 18  Additional goods and services in Classes 9, 12, 14, 16, 25, 36, 37, 38, 39, and 41
BMW INDIVIDUAL	U.S. Reg. No. 5139356  Reg. Date: 2/14/2017	Travelling bags, handbags, all-purpose carrying bags, all-purpose sport bags, backpacks, satchels, duffel bags, cosmetic bags sold empty, toiletry bags sold empty, briefcases; suitcases; trolleys, namely, general purpose sport trolley bags; umbrellas, parasols; wallets; purses in Class 18  Additional goods in Classes 2, 12, 14, 24, and 27

(The goods and services set forth in Paragraphs 2-11 above are collectively referred to as “Opposer’s Goods and Services”).

12. The registrations above constitute *prima facie* evidence of the validity of the above registrations, and of Opposer’s ownership of and exclusive right to use the above marks in commerce for the goods and services identified in those registrations. Registration Nos. 1450212 and 2752258 are incontestable.

**Applicant and Its BMW2 Mark**

13. Applicant Lin Hai is a Chinese individual with an address of Room 301, No.42, Xiayang Street, East District, Zhongshan, Guangdong, China.

14. On November 3, 2016, Applicant filed Application Serial No. 87224597 (the “Application”) to register the mark BMW2 & design shown below (“Applicant’s BMW2 Mark”) for “animal skin, namely, moleskin; backpacks; bags for sports; business

card cases; garment bags for travel; leather and imitation leather; pocket wallets; sports bags; travelling bags; trunks” in International Class 18 (“Applicant’s Goods”) under Section 1(a), 15 U.S.C. § 1051(a). Applicant claims a first use of Applicant’s BMW2 Mark on January 3, 2012 and a first use in commerce of Applicant’s BMW2 Mark on January 23, 2015.



15. On June 20, 2017, the Application was published for opposition in the *Trademark Official Gazette* (TMOG). On July 7, 2017, Opposer filed a First 90 Day Request for Extension of Time to Oppose for Good Cause and was granted an extension of time to oppose the Application until October 18, 2017.

**COUNT 1: LIKELIHOOD OF CONFUSION**

16. Opposer repeats and alleges each and every allegation set forth above.

17. Opposer has priority based on its valid and subsisting registrations set forth above. Opposer also has priority based on its prior use of the BMW trade name and the BMW Marks in commerce before the filing date of Application Serial No. 87224597, and any date of first use that Applicant may prove.

18. Applicant’s BMW2 Mark is highly similar in sound, appearance, and commercial impression to Opposer’s BMW Marks, BMW trade name, and BMW-formative marks shown above as it encompasses Opposer’s BMW mark in its entirety and adds the numeral “2” at the end of the mark and in a smaller size than the letters BMW.

19. Applicant's Goods are identical and/or highly related to Opposer's Goods and Services advertised, promoted, offered, rendered, and/or sold by Opposer under Opposer's BMW Marks, BMW-formative marks shown above, and BMW trade name.

20. Applicant's BMW2 Mark so resembles Opposer's previously used and registered BMW Marks and BMW-formative marks shown above and Opposer's previously used BMW trade name as to be likely, when applied to Applicant's Goods, to cause confusion, or to cause mistake, or to deceive in violation of Section 2(d) of the Lanham Act, as amended, 15 U.S.C. § 1052(d). For example, Applicant's BMW2 Mark could be viewed as a BMW automobile model or a "second generation" BMW product.

**COUNT 2: DILUTION**

21. Opposer repeats and alleges each and every allegation set forth above.

22. Opposer has engaged in extensive, nationwide advertising, promotion, and use of Opposer's BMW Marks for decades. Further, Opposer has had significant sales of Opposer's Goods and Services under its BMW Marks nationwide for decades.

23. Opposer's BMW Marks have for many years received extensive media attention and publicity nationwide. Such extensive and frequent media attention and publicity has had a substantial impact on the public, and has long created an association in the minds of consumers between Opposer and Opposer's BMW Marks.

24. Opposer's BMW Marks are distinctive and became famous before the filing date of the Application and any date of first use that Applicant may prove.

25. In view of the similarities of the parties' marks and the fame of Opposer's BMW Marks, Applicant's BMW2 Mark so closely resembles Opposer's famous BMW

Marks as to be likely to dilute the distinctive quality of the same in violation of Section 43(c) of the Lanham Act, as amended, 15 U.S.C. § 1125(c).

26. For the foregoing reasons, Opposer is being and will be damaged by the registration of Applicant's BMW2 Mark as shown in Application Serial No. 87224597.

WHEREFORE, Opposer respectfully requests that the opposition be sustained, and that registration of Applicant's BMW2 Mark in Application Serial No. 87224597 be refused.

The filing fee has been submitted electronically. Any deficiency in the fee should be charged to Deposit Account No. 506154.

Respectfully submitted,

BAYERISCHE MOTOREN WERKE  
AKTIENGESELLSCHAFT

Dated: October 11, 2017

By: /David M. Kelly/  
David M. Kelly  
david.kelly@kelly-ip.com  
Linda K. McLeod  
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Kelly IP, LLP  
1919 M Street, NW, Suite 610  
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Attorneys for Opposer

# EXHIBIT A



Generated on: This page was generated by TSDR on 2017-10-11 11:48:48 EDT

Mark: BMW

BMW

US Serial Number: 76410763

Application Filing Date: May 16, 2002

US Registration Number: 2816178

Registration Date: Feb. 24, 2004

Register: Principal

Mark Type: Trademark

Status: The registration has been renewed.

Status Date: Mar. 31, 2014

Publication Date: Dec. 02, 2003

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## Mark Information

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Mark Literal Elements: BMW

Standard Character Claim: No

Mark Drawing Type: 1 - TYPESET WORD(S) /LETTER(S) /NUMBER(S)

Color(s) Claimed: Color is not claimed as a feature of the mark.

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## Related Properties Information

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Claimed Ownership of US Registrations: 0611710, 0613465, 1164922, 1170556, 1450212, 1494126, 1627241 and others

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## Foreign Information

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Foreign Registration Number: 91835

Foreign Registration Date: Feb. 25, 2000

Application/Registration Country: EUROPEAN (EU) OFFICE FOR HARMONIZATION IN THE INTERNAL MARKET (OHIM)

Foreign Expiration Date: Feb. 25, 2010

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## Goods and Services

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Note: The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [...] indicate deleted goods/services;
- Double parenthesis ((.)) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks \*..\* identify additional (new) wording in the goods/services.

For: Antifreeze

International Class(es): 001 - Primary Class

U.S Class(es): 001, 005, 006, 010, 026, 046

Class Status: ACTIVE

Basis: 44(e)

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For: Paints, namely, paint for use in the manufacture of automobiles

**International Class(es):** 002 - Primary Class

**U.S Class(es):** 006, 011, 016

**Class Status:** ACTIVE

**Basis:** 44(e)

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**For:** Cleaning preparations for use in the automotive field; polish, namely chrome, automobile polish; car care products, namely, interior cleaner, wheel cleaner, car shampoo, leather care, rubber care and car wax

**International Class(es):** 003 - Primary Class

**U.S Class(es):** 001, 004, 006, 050, 051, 052

**Class Status:** ACTIVE

**Basis:** 44(e)

---

**For:** Engine lubricants; engine oils; gear oils

**International Class(es):** 004 - Primary Class

**U.S Class(es):** 001, 006, 015

**Class Status:** ACTIVE

**Basis:** 44(e)

---

**For:** First aid kits

**International Class(es):** 005 - Primary Class

**U.S Class(es):** 006, 018, 044, 046, 051, 052

**Class Status:** ACTIVE

**Basis:** 44(e)

---

**For:** Metal key rings; [ metal money clips ]

**International Class(es):** 006 - Primary Class

**U.S Class(es):** 002, 012, 013, 014, 023, 025, 050

**Class Status:** ACTIVE

**Basis:** 44(e)

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**For:** Vehicle parts, namely engine covers

**International Class(es):** 007 - Primary Class

**U.S Class(es):** 013, 019, 021, 023, 031, 034, 035

**Class Status:** ACTIVE

**Basis:** 44(e)

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**For:** Hand tools, namely, scrapers

**International Class(es):** 008 - Primary Class

**U.S Class(es):** 023, 028, 044

**Class Status:** ACTIVE

**Basis:** 44(e)

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**For:** Compact disc players; [ cellular phones and parts thereof; mouse pads; ] global positioning systems consisting primarily of computers, computer software, transmitters, receivers and network interface devices; [ flashing safety lights; ] sunglasses; tire pressure gauges; [ odometer/tachometer displays; ] compact disc cases; compact disc carrying cases

**International Class(es):** 009 - Primary Class

**U.S Class(es):** 021, 023, 026, 036, 038

**Class Status:** ACTIVE

**Basis:** 44(e)

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**For:** [ Spot lamps; ] [ map lights; ] lights for vehicles

**International Class(es):** 011 - Primary Class

**U.S Class(es):** 013, 021, 023, 031, 034

**Class Status:** ACTIVE

**Basis:** 44(e)

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**For:** [ Wheel stud locks; ] valve stem caps; anti-theft alarm systems; [ bicycle lifts; ] bicycles; [ bicycle stands for stationary training; ] cargo carriers for vehicles; tire kits for vehicles containing tire pressure monitor and tire sealant; roof rack storage containers for land vehicles; license plate frames; [ bulk hauling trailers; ] seat covers for vehicles; [ covers for vehicle bumpers; ] sunshades for vehicles; [ mud flaps for vehicles; ] trailer hitch kits; fitted covers for vehicles; racks for vehicles, namely, ski racks and bicycle racks; [ bicycle bags; ] motorcycle saddlebags; fitted car covers

**International Class(es):** 012 - Primary Class

**U.S Class(es):** 019, 021, 023, 031, 035, 044

**Class Status:** ACTIVE

**Basis:** 44(e)

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**For:** [ Precious metal money clips; ] watches; clocks [ ;tie clips; tie pins ]

**International Class(es):** 014 - Primary Class

**U.S Class(es):** 002, 027, 028, 050

**Class Status:** ACTIVE

**Basis:** 44(e)

---

**For:** Pens

**International Class(es):** 016 - Primary Class

**U.S Class(es):** 002, 005, 022, 023, 029, 037, 038, 050

**Class Status:** ACTIVE

**Basis:** 44(e)

---

**For:** Backpacks; briefcases; business card cases; carry-all bags; duffel bags; leather pouches; luggage boxes for vehicles; travel bags; umbrellas; [ fanny packs; ] wallets made of leather

**International Class(es):** 018 - Primary Class

**U.S Class(es):** 001, 002, 003, 022, 041

**Class Status:** ACTIVE

**Basis:** 44(e)

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**For:** Non-metal key rings; [ picture frames made of leather; furniture tables; chairs ]

**International Class(es):** 020 - Primary Class

**U.S Class(es):** 002, 013, 022, 025, 032, 050

**Class Status:** ACTIVE

**Basis:** 44(e)

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**For:** Mugs

**International Class(es):** 021 - Primary Class

**U.S Class(es):** 002, 013, 023, 029, 030, 033, 040, 050

**Class Status:** ACTIVE

**Basis:** 44(e)

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**For:** Protective liners for the cargo area of vehicles; tie down straps

**International Class(es):** 022 - Primary Class

**U.S Class(es):** 001, 002, 007, 019, 022, 042, 050

**Class Status:** ACTIVE

**Basis:** 44(e)

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**For:** [ Blankets; ] towels

**International Class(es):** 024 - Primary Class

**U.S Class(es):** 042, 050

**Class Status:** ACTIVE

**Basis:** 44(e)

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**For:** Suits; ties; [ dresses; flip flops; ] [ turtle necks; ] headwear; wind resistant jackets

**International Class(es):** 025 - Primary Class

**U.S Class(es):** 022, 039

**Class Status:** ACTIVE

**Basis:** 44(e)

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**For:** Floor mats for vehicles

**International Class(es):** 027 - Primary Class

**U.S Class(es):** 019, 020, 037, 042, 050

**Class Status:** ACTIVE

**Basis:** 44(e)

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**For:** Golf bags; golf balls; [ golf divot tools; golf gloves; toy racetracks; snowboards; skateboards; ] toy motorcycles; miniature toy vehicles; protective athletic equipment, namely, kidney guards

**International Class(es):** 028 - Primary Class

**U.S Class(es):** 022, 023, 038, 050

**Class Status:** ACTIVE

**Basis:** 44(e)

**For:** [ Cigarette lighters not for land vehicles ]

**International Class(es):** 034 - Primary Class

**U.S Class(es):** 002, 008, 009, 017

**Class Status:** SECTION 8 - CANCELLED

**Basis:** 44(e)

## Basis Information (Case Level)

**Filed Use:** No

**Currently Use:** No

**Amended Use:** No

**Filed ITU:** Yes

**Currently ITU:** No

**Amended ITU:** No

**Filed 44D:** No

**Currently 44D:** No

**Amended 44D:** No

**Filed 44E:** Yes

**Currently 44E:** Yes

**Amended 44E:** No

**Filed 66A:** No

**Currently 66A:** No

**Filed No Basis:** No

**Currently No Basis:** No

## Current Owner(s) Information

**Owner Name:** Bayerische Motoren Werke Aktiengesellschaft

**Owner Address:** Petuelring 130  
80809 Muenchen  
GERMANY

**Legal Entity Type:** CORPORATION

**State or Country Where Organized:** GERMANY

## Attorney/Correspondence Information

### Attorney of Record

**Attorney Name:** Aimee Gessner

**Attorney Primary Email Address:** [tm-d@bmw.de](mailto:tm-d@bmw.de)

**Attorney Email Authorized:** Yes

### Correspondent

**Correspondent Name/Address:** Aimee Gessner  
Bayerische Motoren Werke Aktiengesellschaft  
Petuelring 130  
Dept. AJ-55 (Trademarks)  
80809 Muenchen  
GERMANY

**Correspondent e-mail:** [tm-d@bmw.de](mailto:tm-d@bmw.de)

**Correspondent e-mail Authorized:** Yes

**Domestic Representative - Not Found**

## Prosecution History

Date	Description	Proceeding Number
Jul. 21, 2016	NOTICE OF SUIT	
Jul. 21, 2016	NOTICE OF SUIT	
Sep. 30, 2015	NOTICE OF SUIT	
Sep. 30, 2015	NOTICE OF SUIT	
Sep. 30, 2015	NOTICE OF SUIT	
Apr. 08, 2015	NOTICE OF SUIT	
Jan. 23, 2015	NOTICE OF SUIT	
Nov. 03, 2014	NOTICE OF SUIT	

Aug. 04, 2014	NOTICE OF SUIT	
Aug. 01, 2014	NOTICE OF SUIT	
Jul. 18, 2014	NOTICE OF SUIT	
Jun. 24, 2014	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Jun. 23, 2014	NOTICE OF SUIT	
Apr. 24, 2014	NOTICE OF SUIT	
Mar. 31, 2014	NOTICE OF ACCEPTANCE OF SEC. 8 & 9 - E-MAILED	
Mar. 31, 2014	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	77315
Mar. 31, 2014	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	77315
Feb. 21, 2014	REGISTERED - COMBINED SECTION 8 (10-YR) & SEC. 9 FILED	77315
Feb. 21, 2014	TEAS SECTION 8 & 9 RECEIVED	
Feb. 06, 2014	NOTICE OF SUIT	
Feb. 05, 2014	NOTICE OF SUIT	
Jan. 24, 2014	NOTICE OF SUIT	
Dec. 16, 2013	NOTICE OF SUIT	
Sep. 03, 2013	NOTICE OF SUIT	
Jul. 01, 2013	NOTICE OF ACCEPTANCE OF SEC. 8 - E-MAILED	
Jul. 01, 2013	REGISTERED - PARTIAL SEC. 8 (6-YR) ACCEPTED	77315
Feb. 24, 2010	REGISTERED - SEC. 8 (6-YR) FILED	77315
Jul. 01, 2013	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	77315
Mar. 27, 2013	NOTICE OF SUIT	
Mar. 27, 2013	NOTICE OF SUIT	
Mar. 26, 2013	NOTICE OF SUIT	
Mar. 07, 2013	NOTICE OF SUIT	
Feb. 27, 2013	NOTICE OF SUIT	
Jul. 19, 2012	NOTICE OF SUIT	
May 02, 2012	NOTICE OF SUIT	
Oct. 28, 2011	NOTICE OF SUIT	
Sep. 08, 2011	NOTICE OF SUIT	
Jul. 01, 2010	NOTICE OF SUIT	
Mar. 30, 2010	NOTICE OF SUIT	
Mar. 01, 2010	NOTICE OF SUIT	
Feb. 24, 2010	TEAS SECTION 8 RECEIVED	
Nov. 02, 2009	NOTICE OF SUIT	
May 06, 2009	NOTICE OF SUIT	
Mar. 03, 2009	NOTICE OF SUIT	
Sep. 22, 2008	ATTORNEY/DOM.REP.REVOKED AND/OR APPOINTED	
Sep. 22, 2008	TEAS REVOKE/APP/CHANGE ADDR OF ATTY/DOM REP RECEIVED	
Aug. 13, 2008	NOTICE OF SUIT	
Aug. 13, 2008	NOTICE OF SUIT	
Jul. 01, 2008	NOTICE OF SUIT	
Jun. 20, 2008	NOTICE OF SUIT	
Jun. 13, 2008	NOTICE OF SUIT	
Jun. 01, 2007	CASE FILE IN TICRS	
Feb. 24, 2004	REGISTERED-PRINCIPAL REGISTER	
Dec. 02, 2003	PUBLISHED FOR OPPOSITION	
Nov. 12, 2003	NOTICE OF PUBLICATION	
Sep. 26, 2003	APPROVED FOR PUB - PRINCIPAL REGISTER	
Sep. 23, 2003	EXAMINERS AMENDMENT MAILED	
Sep. 15, 2003	PREVIOUS ALLOWANCE COUNT WITHDRAWN	
Jun. 25, 2003	APPROVED FOR PUB - PRINCIPAL REGISTER	
Jun. 20, 2003	EXAMINERS AMENDMENT MAILED	
Jun. 18, 2003	PREVIOUS ALLOWANCE COUNT WITHDRAWN	
Mar. 25, 2003	APPROVED FOR PUB - PRINCIPAL REGISTER	
Nov. 26, 2002	Sec. 1(B) CLAIM DELETED	

Feb. 26, 2003 PAPER RECEIVED  
 Nov. 26, 2002 CORRESPONDENCE RECEIVED IN LAW OFFICE  
 Nov. 26, 2002 PAPER RECEIVED  
 Sep. 13, 2002 NON-FINAL ACTION MAILED  
 Sep. 06, 2002 ASSIGNED TO EXAMINER

72503

## Maintenance Filings or Post Registration Information

**Affidavit of Continued Use:** Section 8 - Accepted

**Renewal Date:** Feb. 24, 2014

**Change in Registration:** Yes

## TM Staff and Location Information

### TM Staff Information - None

#### File Location

**Current Location:** GENERIC WEB UPDATE

**Date in Location:** Mar. 31, 2014

## Proceedings

### Summary

**Number of Proceedings:** 1

### Type of Proceeding: Opposition

**Proceeding Number:** [91208996](#)

**Filing Date:** Jan 23, 2013

**Status:** Terminated

**Status Date:** Mar 28, 2013

**Interlocutory Attorney:** GEORGE POLOGEORGIS

### Defendant

**Name:** EMW Co., Ltd.

**Correspondent Address:** JONG H PARK  
 THE PL LAW GROUP PLLC  
 11710 PLAZA AMERICA DRIVE, SUITE 2000  
 RESTON VA , 20190  
 UNITED STATES

**Correspondent e-mail:** [mail@thepplawgroup.com](mailto:mail@thepplawgroup.com); [thepplawgroup@gm](mailto:thepplawgroup@gm)

### Associated marks

Mark	Application Status	Serial Number	Registration Number
EMW	Registered	<a href="#">85458161</a>	<a href="#">5013096</a>

### Plaintiff(s)

**Name:** Bayerische Motoren Werke Aktiengesellschaft

**Correspondent Address:** JESSICA D BRADLEY  
 JONES DAY  
 501 LOUISIANA AVENUE NW  
 WASHINGTON DC , 20001  
 UNITED STATES

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### Associated marks

Mark	Application Status	Serial Number	Registration Number
BMW	Renewed	<a href="#">71662350</a>	<a href="#">611710</a>
BMW	Renewed	<a href="#">76410763</a>	<a href="#">2816178</a>
BMW	Renewed	<a href="#">73205394</a>	<a href="#">1164922</a>
BMW	Renewed	<a href="#">73823807</a>	<a href="#">1627241</a>

BMW	739	<a href="#">79035622</a>	<a href="#">3436270</a>
BMW	Renewed	<a href="#">73487543</a>	<a href="#">1450212</a>
B M W	Renewed	<a href="#">76410806</a>	<a href="#">2752258</a>
BMW	Renewed	<a href="#">71662351</a>	<a href="#">613465</a>

**Prosecution History**

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Jan 23, 2013	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Jan 23, 2013	Mar 04, 2013
3	PENDING, INSTITUTED	Jan 23, 2013	
4	MOT TO AMEND APPLICATION	Mar 01, 2013	
5	RESPONSE DUE 30 DAYS (DUE DATE)	Mar 18, 2013	Apr 17, 2013
6	W/DRAW OF OPPOSITION	Mar 27, 2013	
7	BD DECISION: DISMISSED	Mar 28, 2013	
8	TERMINATED	Mar 28, 2013	

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Mark: BMW



US Serial Number: 73487543

Application Filing Date: Jun. 29, 1984

US Registration Number: 1450212

Registration Date: Aug. 04, 1987

Register: Principal

Mark Type: Trademark, Service Mark

Status: The registration has been renewed.

Status Date: Sep. 15, 2017

Publication Date: May 12, 1987

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## Mark Information

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Mark Literal Elements: BMW

Standard Character Claim: No

Mark Drawing Type: 3 - AN ILLUSTRATION DRAWING WHICH INCLUDES WORD(S)/ LETTER(S)/NUMBER(S)

Design Search Code(s): 24.05.01 - Seals, circular or elliptical; Circular or elliptical seals  
26.01.11 - Letters, numerals, punctuation, geometric figures, objects, humans, plants or animals comprising a circle; Circles comprised of letters or numerals; Circles comprised of plants; Circles comprised of punctuation; Circles comprised of geometric figures; Circles comprised of animals; Circles comprised of humans  
26.01.17 - Circles, two concentric; Two concentric circles; Concentric circles, two  
26.01.21 - Circles that are totally or partially shaded.  
26.05.02 - Plain single line triangles; Triangles, plain single line  
26.05.15 - Four or more triangles; Triangles - four or more  
26.05.16 - Triangles touching or intersecting  
26.05.21 - Triangles that are completely or partially shaded

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## Foreign Information

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Priority Claimed: Yes

Foreign Application Number: B73676/12WZ

Foreign Application Filing Date: Dec. 30, 1983

Foreign Registration Number: 1064910

Foreign Registration Date: Jun. 25, 1984

Foreign Application/Registration Country: GERMANY

Foreign Expiration Date: Dec. 30, 1993

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## Goods and Services

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Note: The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [...] indicate deleted goods/services;
- Double parenthesis ((.)) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks \*..\* identify additional (new) wording in the goods/services.

For: INDUSTRIAL CHEMICALS, [ FIRE EXTINGUISHING COMPOSITIONS; TEMPERING AND SOLDERING PREPARATIONS;



## INDUSTRIAL ADHESIVES; ALL ] FOR USE IN THE AUTOMOTIVE INDUSTRY

**International Class(es):** 001 - Primary Class **U.S Class(es):** 001, 005, 006, 010, 026, 046  
**Class Status:** ACTIVE  
**Basis:** 44(e)

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**For:** PAINTS; [ VARNISHES; LACQUERS; PRESERVATIVES AGAINST RUST AND AGAINST DETERIORATION OF WOOD; DYES; MORDANTS FOR WOOD; COLORING MORDANTS FOR LEATHER; METALS IN FOIL AND POWDER FORM FOR PAINTERS, DECORATORS, PRINTERS AND ARTISTS; ALL ] FOR USE IN THE AUTOMOTIVE INDUSTRY

**International Class(es):** 002 - Primary Class **U.S Class(es):** 006, 011, 016  
**Class Status:** ACTIVE  
**Basis:** 44(e)

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**For:** [ BLEACHING PREPARATIONS AND OTHER LAUNDRY SUBSTANCES; ] CLEANING, POLISHING, SCOURING AND ABRASIVE PREPARATIONS; SOAPS [ ; PERFUMERY; ESSENTIAL OILS; COSMETICS; HAIR LOTIONS ]

**International Class(es):** 003 - Primary Class **U.S Class(es):** 051, 052  
**Class Status:** ACTIVE  
**Basis:** 44(e)

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**For:** [ INDUSTRIAL OILS AND GREASES; ] LUBRICANTS; [ DUST-ABSORBING, WETTING AND BINDING COMPOSITIONS; SOLID, LIQUID AND GASEOUS FUELS (INCLUDING MOTOR SPIRIT); ILLUMINANTS; CANDLES; WICKS; ALL ] FOR USE IN THE AUTOMOTIVE INDUSTRY

**International Class(es):** 004 - Primary Class **U.S Class(es):** 015  
**Class Status:** ACTIVE  
**Basis:** 44(e)

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**For:** [ FULL LINE OF PHARMACEUTICAL, VETERINARY AND SANITARY PREPARATIONS; PLASTERS, MATERIALS FOR DRESSINGS; ] FIRST-AID KITS [ ; FIRST-AID CUSHIONS; DISINFECTANTS ]

**International Class(es):** 005 - Primary Class **U.S Class(es):** 018  
**Class Status:** ACTIVE  
**Basis:** 44(e)

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**For:** [ CONSTRUCTION MATERIALS OF METAL; TRANSPORTABLE BUILDINGS OF METAL; NON-ELECTRIC CABLES AND WIRES OF COMMON METAL; IRONMONGERY; ] SMALL ITEMS OF METAL HARDWARE; [ PIPES AND TUBES OF METAL; SAFES; ] GOODS OF COMMON METAL, NAMELY, [ CASH BOXES, TOOL BOXES, ] IDENTIFICATION PLATES AND REINFORCEMENTS THEREFOR; TRANSPORT CONTAINERS AND TANKS; ALL FOR USE IN THE AUTOMOTIVE INDUSTRY

**International Class(es):** 006 - Primary Class **U.S Class(es):** 002, 012, 015, 025  
**Class Status:** ACTIVE  
**Basis:** 44(e)

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**For:** [ METAL-, WOOD-, PLASTICS-WORKING MACHINES; ] MACHINES FOR THE AUTOMOTIVE INDUSTRY; [ TIRE MOUNTING MACHINES; FOUNDRY MACHINES; LIFTING APPARATUS; CRANES; VARNISHING MACHINES; POLISHING MACHINES (OTHER THAN FOR HOUSEHOLD PURPOSES); PRESSES (MACHINES); SHARPENING MACHINES; WELDING MACHINES; GENERATING UNITS CONSISTING OF INTERNAL COMBUSTION ENGINES AND ELECTRIC GENERATORS; ELECTRIC GENERATORS; WASHING MACHINES AND PARTS THEREOF; MACHINE TOOLS AND THEIR PARTS; ENGINES (EXCEPT FOR LAND VEHICLES) AND PARTS THEREOF; ] IGNITION DEVICES FOR INTERNAL COMBUSTION ENGINES AND PARTS THEREOF; CARBURETORS; FUEL INJECTION PUMPS; TRANSMISSIONS, CLUTCHES [ AND DRIVE BELTS (EXCEPT FOR LAND VEHICLES) AND PARTS THEREOF ]

**International Class(es):** 007 - Primary Class **U.S Class(es):** 021, 023, 035  
**Class Status:** ACTIVE  
**Basis:** 44(e)

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**For:** HAND TOOLS (HAND OPERATED) [ ; HAND OPERATED IMPLEMENTS FOR THE CONSTRUCTION OF MACHINES; APPARATUS AND VEHICLES; MANUALLY OPERATED LIFTING JACKS; CUTLERY, FORKS AND SPOONS; SIDE ARMS; RAZORS; ALL FOR USE IN THE AUTOMOTIVE INDUSTRY ]

**International Class(es):** 008 - Primary Class **U.S Class(es):** 023, 028, 044  
**Class Status:** ACTIVE

**Basis:** 44(e)

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**For:** [ ELECTRICAL APPARATUS AND INSTRUMENTS FOR POWER FIELD, namely, FOR THE FIELDS OF CONDUCTION, TRANSFORMATION, STORAGE, REGULATION AND CONTROL; ] ELECTRICAL APPARATUS AND INSTRUMENTS FOR LOW CURRENT FIELDS, [, namely, FOR THE FIELDS OF TELECOMMUNICATION, HIGH-FREQUENCY AND REGULATION; ELECTRIC SOLDERING APPARATUS; PHOTOGRAPHIC, CINEMATOGRAPHIC, ] OPTICAL, MEASURING, SIGNALLING, MONITORING, [ LIFE-SAVING AND TEACHING APPARATUS AND ] INSTRUMENTS; CLOTHING FOR PROTECTION AGAINST FIRE AND ACCIDENTS, INCLUDING FOOTWEAR, PROTECTIVE HELMETS, [ PROTECTIVE EYEGLASSES, ] SUNGLASSES; APPARATUS FOR RECORDING, TRANSMISSION OR REPRODUCTION OF SOUND OR IMAGES; [ MAGNETIC DATA CARRIERS; ] RECORDING DISCS; [ AUTOMATIC VENDING MACHINES AND MECHANISMS FOR COIN-OPERATED APPARATUS; CASH REGISTERS; CALCULATING MACHINES AND DATA PROCESSING EQUIPMENT; FIRE-EXTINGUISHING APPARATUS ]

**International Class(es):** 009 - Primary Class

**U.S Class(es):** 021, 023, 026, 036, 038

**Class Status:** ACTIVE

**Basis:** 44(e)

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**For:** APPARATUS FOR LIGHTING, [ HEATING, STEAM GENERATING, COOKING, REFRIGERATING, DRYING, VENTILATING AND WATER SUPPLY; ALL ] FOR USE IN THE AUTOMOTIVE INDUSTRY

**International Class(es):** 011 - Primary Class

**U.S Class(es):** 013, 034

**Class Status:** ACTIVE

**Basis:** 44(e)

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**For:** LAND [ , AIR AND WATER ] VEHICLES AND PARTS THEREOF NOT INCLUDED IN OTHER CLASSES; ENGINES; COUPLINGS AND DRIVE BELTS FOR LAND VEHICLES AND PARTS THEREOF; VEHICLE REGISTRATION PLATES; TOW HOOKS; STARTERS; EXHAUST PIPES AND MUFFLERS; EXHAUST SYSTEMS COMPOSED OF EXHAUST PIPES AND MUFFLERS; BRAKES; CHASSIS; DIRECTIONAL SIGNALS; VEHICLE AXLES; VEHICLE SEATS; SUSPENSIONS; WINDOWPANES; WINDSHIELDS; TRANSMISSIONS FOR LAND VEHICLES; HORNS; CAR BODIES AND PARTS THEREOF; STEERING LINKAGES; [ STEERING GEARS; ] STEERING WHEELS; AIR GUIDE DEVICES, NAMELY, SPOILERS AND AIR GUIDE WINGS; WHEELS; [ PNEUMATIC TIRES; ] RIMS FOR VEHICLE WHEELS; [ VALVES FOR VEHICLE TIRES; ] MIRRORS; SHOCK ABSORBERS; VEHICLE BUMPERS; IGNITION DEVICES FOR LAND VEHICLE ENGINES [ AND PARTS THEREFOR; ] VEHICLE ACCESSORIES, NAMELY, [ TOW ROPES, TOW RODS, TRAILER HITCHES, ] BURGLAR ALARMS, THEFT PROTECTION DEVICES, [ MATS, ] BAGGAGE CARRIERS, [ ANTI-SKID CHAINS, HEAD RESTS, AIR PUMPS, MUDGUARDS, ] SAFETY BELTS, SAFETY CUSHIONS, [ SAFETY SEATS FOR CHILDREN, ] SKI CARRIERS, SUN VISORS, SUN PROTECTING GLASS PANES, SUN BLINDS, SURFBOARD MOUNTING SUPPORTS, [ WARNING SIGNS, ] HAZARD WARNING LAMPS, WIND DEFLECTORS, [ BODY TRIMS, STRIPES; ACCESSORY CASES; ] CIGAR LIGHTERS AND CIGARETTE LIGHTERS FOR AUTOMOBILES; ACCESSORIES FOR MOTORCYCLES, NAMELY, THEFT PROTECTION DEVICES, REPAIR KITS FOR TIRES, TWO-WAY COMMUNICATION SETS, BAGGAGE CONTAINERS, [ SUITCASE AND ] BAGGAGE CARRIERS, [ AIR PUMPS, ] SADDLEBAGS, ROLL BARS, [ TANK RUCKSACKS, TANK BAGS AND POCKETS, ] COVERINGS [ ; RUDDERS AND SCREWS (PROPELLERS) FOR SHIPS ]

**International Class(es):** 012 - Primary Class

**U.S Class(es):** 002, 013, 019, 021, 023

**Class Status:** ACTIVE

**Basis:** 44(e)

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**For:** GOODS IN PRECIOUS METALS, THEIR ALLOYS OR GOODS COATED THEREWITH, NAMELY, [ HANDCRAFTED ARTICLES, ] ORNAMENTAL ARTICLES, [ TABLE WARE (EXCEPT TABLE CUTLERY), EPERGNES, ASH TRAYS, TOBACCO BOXES, BOXES FOR CIGARS AND CIGARETTES, CIGAR AND CIGARETTE HOLDERS; ] JEWELRY; [ PRECIOUS STONES; ] HOROLOGICAL AND CHRONOMETRIC INSTRUMENTS

**International Class(es):** 014 - Primary Class

**U.S Class(es):** 002, 027, 028, 050

**Class Status:** ACTIVE

**Basis:** 44(e)

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**For:** PAPER; [ CARDBOARD; AND ] GOODS MADE FROM PAPER AND CARDBOARD, NAMELY, [ FACE TOWELS, TABLE NAPKINS, ] FILTER PAPER, [ POCKET HANDKERCHIEFS, HYGIENIC PAPER, BABIES' NAPKINS, ] CASES AND BAGS FOR PACKAGING, BADGES, [ TRANSFER-PICTURES, PLAQUES, ] STICKERS, LABELS, SELF-ADHESIVE PLASTIC SHEETS FOR DECORATIVE PURPOSES, PRINTED MATTER; PHOTOGRAPHS; STATIONERY; [ ADHESIVES FOR STATIONERY OR HOUSEHOLD PURPOSES; PAINT BRUSHES; TYPEWRITERS AND OFFICE REQUISITES (EXCEPT FURNITURE), NAMELY, NON-ELECTRIC APPARATUS; ] INSTRUCTIONAL AND TEACHING MATERIAL (EXCEPT APPARATUS) IN THE FORM OF PRINTED MATTER; GAMES; [ GLOBES; DRAWING INSTRUMENTS FOR BLACKBOARDS; ] PLASTIC MATERIALS FOR PACKAGING, NAMELY, ENVELOPES, BAGS AND FILMS [ ; PLAYING CARDS; PRINTERS' TYPE; PRINTING BLOCKS ]

**International Class(es):** 016 - Primary Class

**U.S Class(es):** 002, 005, 022, 023, 029, 037, 038, 050

**Class Status:** ACTIVE

**Basis:** 44(e)

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**For:** [ GOODS MADE OF RUBBER, GUTTA-PERCHA OR GUM, NAMELY, THREADS OF RUBBER (NOT FOR TEXTILE USE), INSULATING GLOVES, WASHERS, SHOCK-ABSORBING BUFFERS, RINGS, PIPE AND HOSE CONNECTION PARTS; ] PACKAGING AND PADDING MATERIALS; GOODS MADE OF ASBESTOS, NAMELY, WALL-COVERINGS, PACKING, CLOTH,

ASBESTOS PAPER OR MILL BOARDS, SOLES; GOODS MADE OF MICA, NAMELY, INSULATING PLATES; PACKING, SEALING AND INSULATING MATERIALS; FLEXIBLE PIPES (NOT OF METAL )

**International Class(es):** 017 - Primary Class

**U.S Class(es):** 001, 005, 012, 013, 035, 050

**Class Status:** SECTION 8 - CANCELLED

**Basis:** 44(e)

---

**For:** GOODS MADE OF LEATHER [ OR OF LEATHER IMITATIONS, ] NAMELY, [ HANDBAGS AND GENERAL PURPOSE CASES, IN PARTICULAR PURSES, ] POCKET WALLETS, KEY CASES; [ ANIMAL SKINS AND HIDES; TRUNKS AND ] TRAVELLING BAGS; UMBRELLAS [ , PARASOLS AND WALKING STICKS; SADDLERY ]

**International Class(es):** 018 - Primary Class

**U.S Class(es):** 001, 002, 003, 022, 041

**Class Status:** ACTIVE

**Basis:** 44(e)

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**For:** [ FURNITURE; MIRRORS; PICTURE FRAMES; ] GOODS MADE OF WOOD OR WOOD SUBSTITUTES, NAMELY, [ CASES, TRANSPORT PALLETS, VATS AND SPIGOTS, TOOL HANDLES, REELS FOR YARN, COAT HANGERS, CLOTHES-PEGS, WORKS OF ART DECORATIVE OBJECTS: GOODS OF CORK, REED, CANE, WICKER, HORN, BONE, IVORY, WHALEBONE, SHELL, AMBER, MOTHER-OF-PEARL, MEERSCHAUM AND SUBSTITUTES FOR ALL THESE MATERIALS; ] GOODS MADE OF PLASTICS, NAMELY, TRANSPORT CONTAINERS, [ VATS, TANKS, RIVETS, SCREWS, PINS, ] SIGNBOARDS, BADGES, [ TRANSFER-PICTURES, STICKERS, ] LABELS, [ PLAQUES, FURNITURE, WINDOW AND DOOR FITTINGS, CURTAIN RODS, CURTAIN HOOKS, SLATTED INDOOR BLINDS, COVERS FOR CLOTHING, COAT HANGERS, CLOTHES-PEGS, BOTTLE CLOSURES, ] KEY PENDANTS

**International Class(es):** 020 - Primary Class

**U.S Class(es):** 002, 013, 022, 025, 032, 050

**Class Status:** ACTIVE

**Basis:** 44(e)

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**For:** [ SMALL HAND-OPERATED HOUSEHOLD OR KITCHEN APPARATUS AND INSTRUMENTS; HOUSEHOLD OR KITCHEN CONTAINERS (NOT OF PRECIOUS METAL OR COATED THEREWITH); COMBS AND SPONGES; ] BRUSHES (EXCEPT PAINT BRUSHES) [ ; CLEANING IMPLEMENTS; STEEL WOOL; UNWORKED OR SEMI-WORKED GLASS (EXCEPT GLASS USED IN BUILDING); GLASSWARE, PORCELAIN AND EARTHENWARE FOR HOUSEHOLD AND KITCHEN; WORKS OF ART MADE OF GLASS, PORCELAIN OR EARTHENWARE ]

**International Class(es):** 021 - Primary Class

**U.S Class(es):** 002, 013, 023, 029, 030, 033, 040, 050

**Class Status:** ACTIVE

**Basis:** 44(e)

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**For:** [ ROPES; STRING; FISHING NETS; TENTS; AWNINGS; TARPAULIN; SAILS; PADDING AND STUFFING MATERIALS (EXCEPT OF RUBBER OR PLASTICS); RAW FIBROUS TEXTILE MATERIALS ]

**International Class(es):** 022 - Primary Class

**U.S Class(es):** 001, 002, 007, 019, 022, 042, 050

**Class Status:** SECTION 8 - CANCELLED

**Basis:** 44(e)

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**For:** TEXTILES AND TEXTILE GOODS, NAMELY, CLOTHS, [ CURTAINS, BLINDS, HOUSEHOLD LINEN, TABLE LINEN, BED LINEN; COLORS; ] FLAGS; PENNANTS [ ; BADGES OF CLOTH; TRAVELLING BLANKETS; TRAVELLING PLAIDS; BED AND TABLE COVERS ]

**International Class(es):** 024 - Primary Class

**U.S Class(es):** 042, 050

**Class Status:** ACTIVE

**Basis:** 44(e)

---

**For:** CLOTHING [ INCLUDING ELECTRICALLY HEATED CLOTHING; ] FOOTWEAR; HEADGEAR; ALL FOR USE IN THE AUTOMOTIVE INDUSTRY

**International Class(es):** 025 - Primary Class

**U.S Class(es):** 022, 039

**Class Status:** ACTIVE

**Basis:** 44(e)

---

**For:** [ LACE AND EMBROIDERY; RIBBONS AND BRAID; BUTTONS; HOOKS AND EYES; PINS AND NEEDLES; SEW-ON LABELS; ] PIN BADGES; BADGES WITH SAFETY PINS; BUTTONHOLE BADGES [ ; BELT CLASPS; ARTIFICIAL FLOWERS ]

**International Class(es):** 026 - Primary Class

**U.S Class(es):** 037, 039, 040, 042, 050

**Class Status:** ACTIVE

**Basis:** 44(e)

---

**For:** [ CARPETS; RUGS; MATS AND MATTING; LINOLEUM AND FLOOR COVERINGS OF RUBBER, PLASTICS OR TEXTILE ]

**International Class(es):** 027 - Primary Class

**U.S Class(es):** 019, 020, 037, 042, 050

**Class Status:** SECTION 8 - CANCELLED

**Basis:** 44(e)

---

**For:** GAMES AND PLAYTHINGS; [ EXERCISING APPARATUS; SKI, TENNIS AND FISHING EQUIPMENT; SKI, CRICKET AND GOLF BAGS ]

**International Class(es):** 028 - Primary Class

**U.S Class(es):** 022, 023, 038, 050

**Class Status:** ACTIVE

**Basis:** 44(e)

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**For:** SMOKERS' ARTICLES, NAMELY, [ TOBACCO TINS, CIGAR AND CIGARETTE HOLDERS, CIGAR AND CIGARETTE CASES, ] ASHTRAYS (NOT OF PRECIOUS METALS) [ THEIR ALLOYS OR COATED THEREWITH, PIPE STANDS, PIPE CLEANERS, CIGAR CUTTERS, PIPES, LIGHTERS, POCKET APPARATUS FOR ROLLING CIGARETTES, CIGARETTE PAPER, CIGARETTE FILTERS; MATCHES ]

**International Class(es):** 034 - Primary Class

**U.S Class(es):** 002, 008, 009, 017

**Class Status:** ACTIVE

**Basis:** 44(e)

---

**For:** ADVERTISING AND BUSINESS, NAMELY, MANAGEMENT CONSULTING; PROCUREMENT OF CONTRACTS FOR THE PURCHASE AND SALE OF GOODS; PUBLICITY SERVICES

**International Class(es):** 035 - Primary Class

**U.S Class(es):** 100, 101, 102

**Class Status:** ACTIVE

**Basis:** 44(e)

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**For:** INSURANCE AND FINANCIAL, NAMELY, [ CREDIT CONSULTING, ] CREDIT BROKERAGE, [ REAL ESTATE MANAGEMENT AND APARTMENT HOUSE MANAGEMENT, REAL ESTATE AGENCIES, ] LEASING, INSURANCE BROKERAGE

**International Class(es):** 036 - Primary Class

**U.S Class(es):** 100, 101, 102

**Class Status:** ACTIVE

**Basis:** 44(e)

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**For:** [ CONSTRUCTION AND REPAIR, NAMELY, CONSTRUCTION (ABOVE OR BELOW GROUND), CONSTRUCTION BY ENGINEERS, REPAIR OF BUILDINGS, ] REPAIR AND MAINTENANCE OF MOTOR VEHICLES AND MOTORS

**International Class(es):** 037 - Primary Class

**U.S Class(es):** 100, 103, 106

**Class Status:** ACTIVE

**Basis:** 44(e)

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**For:** [ TRANSPORTATION AND STORAGE, NAMELY, TRANSPORT OF PERSONS AND GOODS BY MOTOR VEHICLES, BY RAILWAYS, VESSELS AND AIRPLANES; ] ARRANGING OF TOURS; TRAVEL AGENCIES; AGENCIES FOR TRANSPORT OF PERSONS [; ORGANIZATION OF SIGHTSEEING TOURS; ESCORTING OF TRAVELLERS; MOTOR CAR RENTAL ]

**International Class(es):** 039 - Primary Class

**U.S Class(es):** 100, 105

**Class Status:** ACTIVE

**Basis:** 44(e)

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**For:** EDUCATION [ AND ENTERTAINMENT, ] NAMELY, [ EDUCATION, AND ] EDUCATIONAL COURSES FOR WORKERS [ , SKILLED WORKERS, WHITE COLLAR WORKERS, ENGINEERS, MANAGERS AND OTHER STAFF MEMBERS OF THIRD PARTIES; INSTRUCTION IN DRIVING; INSTRUCTION IN SPORTS; MUSEUM SERVICES; MUSIC PERFORMANCES; THEATRE PERFORMANCES; PRESENTATION OF ART EXHIBITIONS; PRESENTATION OF SPORT COMPETITIONS; PUBLICATION AND ISSUING OF BOOKS, JOURNALS AND MAGAZINES ]

**International Class(es):** 041 - Primary Class

**U.S Class(es):** 100, 101, 107

**Class Status:** ACTIVE

**Basis:** 44(e)

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**For:** [ MISCELLANEOUS, NAMELY, NEGOTIATION AND SETTLEMENT OF COMMERCIAL TRANSACTIONS FOR THIRD PARTIES, ARCHITECTURAL CONSULTATION AND CONSTRUCTION DRAFTING, LODGING AND BOARDING SERVICES, SERVICES OF ARCHITECTS, SERVICES OF INTERIOR DECORATORS, SERVICES OF ENGINEERS, COMPUTER PROGRAMMING ]

**International Class(es):** 042 - Primary Class

**U.S Class(es):** 100, 101

**Class Status:** SECTION 8 - CANCELLED

**Basis:** 44(e)

## Basis Information (Case Level)

**Filed Use:** No

**Currently Use:** No

**Amended Use:** No

**Filed ITU:** No

**Currently ITU:** No

**Amended ITU:** No

**Filed 44D:** Yes

**Currently 44D:** No

**Amended 44D:** No

**Filed 44E:** No

**Currently 44E:** Yes

**Amended 44E:** Yes

**Filed 66A:** No

**Currently 66A:** No

**Filed No Basis:** No

**Currently No Basis:** No

## Current Owner(s) Information

**Owner Name:** BAYERISCHE MOTOREN WERKE AKTIENGESELLSCHAFT

**Owner Address:** Petuelring 130  
80809 Muenchen  
GERMANY

**Legal Entity Type:** COMPANY

**State or Country Where Organized:** GERMANY

## Attorney/Correspondence Information

### Attorney of Record

**Attorney Name:** Aimee Gessner

**Attorney Primary Email Address:** [tm-d@bmw.de](mailto:tm-d@bmw.de)

**Attorney Email Authorized:** Yes

### Correspondent

**Correspondent Name/Address:** Aimee Gessner  
Bayerische Motoren Werke Aktiengesellschaft  
Petuelring 130  
Dept. AJ-55 (Trademarks)  
80809 Muenchen  
GERMANY

**Correspondent e-mail:** [tm-d@bmw.de](mailto:tm-d@bmw.de)

**Correspondent e-mail Authorized:** Yes

### Domestic Representative - Not Found

## Prosecution History

Date	Description	Proceeding Number
Sep. 15, 2017	NOTICE OF ACCEPTANCE OF SEC. 8 & 9 - E-MAILED	
Sep. 15, 2017	REGISTERED AND RENEWED (SECOND RENEWAL - 10 YRS)	64591
Sep. 15, 2017	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	64591
Sep. 11, 2017	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	64591
Aug. 09, 2017	NOTICE OF SUIT	
Aug. 09, 2017	NOTICE OF SUIT	
Aug. 02, 2017	TEAS SECTION 8 & 9 RECEIVED	
Jul. 28, 2017	NOTICE OF SUIT	
Jul. 28, 2017	NOTICE OF SUIT	
Jun. 26, 2017	NOTICE OF SUIT	
Jun. 26, 2017	NOTICE OF SUIT	
Jun. 20, 2017	NOTICE OF SUIT	
Jun. 20, 2017	NOTICE OF SUIT	

Jun. 15, 2017	NOTICE OF SUIT
Jun. 15, 2017	NOTICE OF SUIT
Jun. 06, 2017	NOTICE OF SUIT
Jun. 06, 2017	NOTICE OF SUIT
May 22, 2017	NOTICE OF SUIT
May 22, 2017	NOTICE OF SUIT
Apr. 19, 2017	NOTICE OF SUIT
Apr. 19, 2017	NOTICE OF SUIT
Apr. 19, 2017	NOTICE OF SUIT
Apr. 19, 2017	NOTICE OF SUIT
Apr. 14, 2017	NOTICE OF SUIT
Apr. 14, 2017	NOTICE OF SUIT
Mar. 31, 2017	NOTICE OF SUIT
Mar. 31, 2017	NOTICE OF SUIT
Feb. 10, 2017	NOTICE OF SUIT
Feb. 10, 2017	NOTICE OF SUIT
Feb. 07, 2017	NOTICE OF SUIT
Feb. 07, 2017	NOTICE OF SUIT
Feb. 07, 2017	NOTICE OF SUIT
Feb. 07, 2017	NOTICE OF SUIT
Feb. 07, 2017	NOTICE OF SUIT
Feb. 07, 2017	NOTICE OF SUIT
Feb. 07, 2017	NOTICE OF SUIT
Feb. 06, 2017	NOTICE OF SUIT
Feb. 06, 2017	NOTICE OF SUIT
Aug. 04, 2016	COURTESY REMINDER - SEC. 8 (10-YR)/SEC. 9 E-MAILED
Jul. 21, 2016	NOTICE OF SUIT
Jul. 21, 2016	NOTICE OF SUIT
Apr. 26, 2016	NOTICE OF SUIT
Apr. 26, 2016	NOTICE OF SUIT
Apr. 26, 2016	NOTICE OF SUIT
Apr. 26, 2016	NOTICE OF SUIT
Apr. 21, 2016	NOTICE OF SUIT
Apr. 21, 2016	NOTICE OF SUIT
Apr. 21, 2016	NOTICE OF SUIT
Apr. 21, 2016	NOTICE OF SUIT
Apr. 20, 2016	NOTICE OF SUIT
Apr. 20, 2016	NOTICE OF SUIT
Apr. 20, 2016	NOTICE OF SUIT
Apr. 20, 2016	NOTICE OF SUIT
Apr. 20, 2016	NOTICE OF SUIT
Apr. 20, 2016	NOTICE OF SUIT
Apr. 20, 2016	NOTICE OF SUIT
Apr. 20, 2016	NOTICE OF SUIT
Dec. 02, 2015	NOTICE OF SUIT
Dec. 02, 2015	NOTICE OF SUIT
Dec. 02, 2015	NOTICE OF SUIT
Dec. 02, 2015	NOTICE OF SUIT
Sep. 30, 2015	NOTICE OF SUIT
Sep. 30, 2015	NOTICE OF SUIT
Sep. 30, 2015	NOTICE OF SUIT
Sep. 10, 2015	NOTICE OF SUIT
Sep. 10, 2015	NOTICE OF SUIT
Sep. 10, 2015	NOTICE OF SUIT
Sep. 10, 2015	NOTICE OF SUIT
Sep. 10, 2015	NOTICE OF SUIT
Aug. 18, 2015	NOTICE OF SUIT
Apr. 08, 2015	NOTICE OF SUIT

Mar. 25, 2015	NOTICE OF SUIT
Jan. 23, 2015	NOTICE OF SUIT
Nov. 05, 2014	NOTICE OF SUIT
Nov. 03, 2014	NOTICE OF SUIT
Sep. 23, 2014	NOTICE OF SUIT
Aug. 12, 2014	NOTICE OF SUIT
Aug. 12, 2014	NOTICE OF SUIT
Aug. 04, 2014	NOTICE OF SUIT
Aug. 01, 2014	NOTICE OF SUIT
Jul. 18, 2014	NOTICE OF SUIT
Jun. 24, 2014	TEAS CHANGE OF CORRESPONDENCE RECEIVED
Jun. 23, 2014	NOTICE OF SUIT
Apr. 24, 2014	NOTICE OF SUIT
Apr. 18, 2014	NOTICE OF SUIT
Apr. 08, 2014	NOTICE OF SUIT
Feb. 06, 2014	NOTICE OF SUIT
Feb. 05, 2014	NOTICE OF SUIT
Feb. 03, 2014	NOTICE OF SUIT
Jan. 30, 2014	NOTICE OF SUIT
Jan. 24, 2014	NOTICE OF SUIT
Jan. 24, 2014	NOTICE OF SUIT
Dec. 16, 2013	NOTICE OF SUIT
Sep. 11, 2013	NOTICE OF SUIT
Sep. 03, 2013	NOTICE OF SUIT
Sep. 03, 2013	NOTICE OF SUIT
Aug. 26, 2013	NOTICE OF SUIT
Aug. 12, 2013	NOTICE OF SUIT
Aug. 09, 2013	NOTICE OF SUIT
Jul. 30, 2013	NOTICE OF SUIT
Apr. 19, 2013	NOTICE OF SUIT
Mar. 27, 2013	NOTICE OF SUIT
Mar. 27, 2013	NOTICE OF SUIT
Mar. 26, 2013	NOTICE OF SUIT
Mar. 07, 2013	NOTICE OF SUIT
Feb. 27, 2013	NOTICE OF SUIT
Feb. 22, 2013	NOTICE OF SUIT
Jan. 10, 2013	NOTICE OF SUIT
Sep. 13, 2012	NOTICE OF SUIT
May 02, 2012	NOTICE OF SUIT
Jan. 24, 2012	NOTICE OF SUIT
Jan. 23, 2012	NOTICE OF SUIT
Oct. 28, 2011	NOTICE OF SUIT
Sep. 09, 2011	NOTICE OF SUIT
Sep. 09, 2011	NOTICE OF SUIT
Jul. 01, 2010	NOTICE OF SUIT
Jun. 14, 2010	NOTICE OF SUIT
Mar. 01, 2010	NOTICE OF SUIT
Jan. 20, 2010	NOTICE OF SUIT
May 14, 2009	NOTICE OF SUIT
May 07, 2009	NOTICE OF SUIT
Dec. 02, 2008	NOTICE OF DESIGN SEARCH CODE MAILED
Sep. 22, 2008	ATTORNEY/DOM.REP.REVOKED AND/OR APPOINTED
Sep. 22, 2008	TEAS REVOKE/APP/CHANGE ADDR OF ATTY/DOM REP RECEIVED
Aug. 13, 2008	NOTICE OF SUIT
Aug. 13, 2008	NOTICE OF SUIT

Jul. 15, 2008	NOTICE OF SUIT	
Jul. 01, 2008	NOTICE OF SUIT	
Jun. 20, 2008	NOTICE OF SUIT	
Jun. 20, 2008	NOTICE OF SUIT	
Jun. 13, 2008	NOTICE OF SUIT	
Jun. 28, 2007	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	59807
Jun. 28, 2007	REGISTERED - SEC. 9 GRANTED/CHECK RECORD FOR SEC. 8	59807
Jun. 28, 2007	REGISTERED - PARTIAL SEC. 8 (10-YR) ACCEPTED	59807
Jun. 27, 2007	ASSIGNED TO PARALEGAL	59807
Jun. 12, 2007	REGISTERED - COMBINED SECTION 8 (10-YR) & SEC. 9 FILED	
Jun. 12, 2007	PAPER RECEIVED	
Apr. 11, 2007	CASE FILE IN TICRS	
Feb. 14, 2003	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Feb. 10, 1995	REGISTERED - PARTIAL SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	
Apr. 29, 1994	RESPONSE RECEIVED TO POST REG. ACTION	
Jan. 11, 1994	POST REGISTRATION ACTION MAILED - SEC. 8 & 15	
Aug. 04, 1993	REGISTERED - SEC. 8 (6-YR) & SEC. 15 FILED	
Aug. 04, 1987	REGISTERED-PRINCIPAL REGISTER	
May 12, 1987	PUBLISHED FOR OPPOSITION	
Apr. 10, 1987	NOTICE OF PUBLICATION	
Dec. 19, 1986	APPROVED FOR PUB - PRINCIPAL REGISTER	
Dec. 19, 1986	EXAMINERS AMENDMENT MAILED	
Dec. 03, 1986	CORRESPONDENCE RECEIVED IN LAW OFFICE	
Jun. 03, 1986	NON-FINAL ACTION MAILED	
Mar. 31, 1986	CORRESPONDENCE RECEIVED IN LAW OFFICE	
Sep. 30, 1985	NON-FINAL ACTION MAILED	
Jan. 04, 1985	NON-FINAL ACTION MAILED	
Nov. 19, 1984	ASSIGNED TO EXAMINER	
Nov. 19, 1984	ASSIGNED TO EXAMINER	

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## Maintenance Filings or Post Registration Information

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**Affidavit of Continued Use:** Section 8 - Accepted

**Affidavit of Incontestability:** Section 15 - Accepted

**Renewal Date:** Aug. 04, 2017

**Change in Registration:** Yes

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## TM Staff and Location Information

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**TM Staff Information - None**

**File Location**

**Current Location:** GENERIC WEB UPDATE

**Date in Location:** Sep. 15, 2017

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## Proceedings

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### Summary

**Number of Proceedings:** 8

### Type of Proceeding: Opposition

**Proceeding Number:** [91208996](#)

**Filing Date:** Jan 23, 2013

**Status:** Terminated

**Status Date:** Mar 28, 2013

**Interlocutory Attorney:** GEORGE POLOGEORGIS

**Defendant**



**Name:** EMW Co., Ltd.

**Correspondent Address:** JONG H PARK  
THE PL LAW GROUP PLLC  
11710 PLAZA AMERICA DRIVE, SUITE 2000  
RESTON VA , 20190  
UNITED STATES

**Correspondent e-mail:** [mail@thepllawgroup.com](mailto:mail@thepllawgroup.com); [thepllawgroup@gm](mailto:thepllawgroup@gm)

**Associated marks**

Mark	Application Status	Serial Number	Registration Number
EMW	Registered	<a href="#">85458161</a>	<a href="#">5013096</a>

**Plaintiff(s)**

**Name:** Bayerische Motoren Werke Aktiengesellschaft

**Correspondent Address:** JESSICA D BRADLEY  
JONES DAY  
501 LOUISIANA AVENUE NW  
WASHINGTON DC , 20001  
UNITED STATES

**Correspondent e-mail:** [jfroemming@jonesday.com](mailto:jfroemming@jonesday.com) , [jbradley@jonesday.com](mailto:jbradley@jonesday.com) , [nytef@jonesday.com](mailto:nytef@jonesday.com) , [dlutz@jonesday.com](mailto:dlutz@jonesday.com) , [tcgreenleaf@jonesday.com](mailto:tcgreenleaf@jonesday.com)

**Associated marks**

Mark	Application Status	Serial Number	Registration Number
BMW	Renewed	<a href="#">71662350</a>	<a href="#">611710</a>
BMW	Renewed	<a href="#">76410763</a>	<a href="#">2816178</a>
BMW	Renewed	<a href="#">73205394</a>	<a href="#">1164922</a>
BMW	Renewed	<a href="#">73823807</a>	<a href="#">1627241</a>
BMW	739	<a href="#">79035622</a>	<a href="#">3436270</a>
BMW	Renewed	<a href="#">73487543</a>	<a href="#">1450212</a>
B M W	Renewed	<a href="#">76410806</a>	<a href="#">2752258</a>
BMW	Renewed	<a href="#">71662351</a>	<a href="#">613465</a>

**Prosecution History**

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Jan 23, 2013	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Jan 23, 2013	Mar 04, 2013
3	PENDING, INSTITUTED	Jan 23, 2013	
4	MOT TO AMEND APPLICATION	Mar 01, 2013	
5	RESPONSE DUE 30 DAYS (DUE DATE)	Mar 18, 2013	Apr 17, 2013
6	W/DRAW OF OPPOSITION	Mar 27, 2013	
7	BD DECISION: DISMISSED	Mar 28, 2013	
8	TERMINATED	Mar 28, 2013	

**Type of Proceeding: Opposition**

**Proceeding Number:** [91187880](#)

**Filing Date:** Dec 04, 2008

**Status:** Terminated

**Status Date:** Jan 15, 2009

**Interlocutory Attorney:** ELIZABETH WINTER

**Defendant**

**Name:** Porter, Arthur W.

**Correspondent Address:** ARTHUR W. PORTER  
19 SANFORD RD  
COLORADO SPRINGS CO , 80906-4219  
UNITED STATES

**Correspondent e-mail:** [awpesq@comcast.net](mailto:awpesq@comcast.net)

**Associated marks**

Serial	Registration
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Mark	Application Status	Number	Number
MOTO PORTER	Abandoned - After Inter-Partes Decision	<a href="#">77425040</a>	

**Plaintiff(s)**

**Name:** Bayerische Motoren Werke Aktiengesellschaft

**Correspondent Address:** Trina A. Longo  
Howrey LLP  
2941 Fairview Park Drive, Suites 200 and 300  
Falls Church VA , 22042  
UNITED STATES

**Correspondent e-mail:** [longot@howrey.com](mailto:longot@howrey.com) , [froemmingj@howrey.com](mailto:froemmingj@howrey.com) , [ipdocketing@howrey.com](mailto:ipdocketing@howrey.com)

Associated marks			
Mark	Application Status	Serial Number	Registration Number
BMW	Renewed	<a href="#">71662351</a>	<a href="#">613465</a>
BMW	Renewed	<a href="#">73205383</a>	<a href="#">1170556</a>
BMW	Renewed	<a href="#">73487543</a>	<a href="#">1450212</a>
B M W	Renewed	<a href="#">76410806</a>	<a href="#">2752258</a>
BMW	739	<a href="#">79035619</a>	<a href="#">3418573</a>

**Prosecution History**

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Dec 04, 2008	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Dec 04, 2008	Jan 13, 2009
3	PENDING, INSTITUTED	Dec 04, 2008	
4	WITHDRAWAL OF OPPOSITION	Jan 13, 2009	
5	BD'S DECISION: DISMISSED W/O PREJUDICE	Jan 15, 2009	
6	TERMINATED	Jan 15, 2009	

**Type of Proceeding: Opposition**

**Proceeding Number:** [91107668](#) **Filing Date:** Sep 04, 1997  
**Status:** Terminated **Status Date:** Feb 19, 1998  
**Interlocutory Attorney:**

**Defendant**

**Name:** BRIAN O'HARA DBA CROWN PREMIUMS

**Correspondent Address:** THOMAS J. RING  
POTTHAST & RING  
HARBOR HOUSE, SUITE 100 3200 NORTH LAKE SHORE DRIVE  
CHICAGO IL , 60657  
UNITED STATES

Associated marks			
Mark	Application Status	Serial Number	Registration Number
BMC BMC TOYS	Abandoned - After Inter-Partes Decision	<a href="#">75111371</a>	

**Plaintiff(s)**

**Name:** BAYERISCHE MOTOREN WERKE AG

**Correspondent Address:** EVENSON MCKEOWN  
EDWARDS & LENAHAN, P.L.L.C.  
1200 G STREET, N.W. - SUITE 700  
WASHINGTON DC , 20005  
UNITED STATES

Associated marks			
Mark	Application Status	Serial Number	Registration Number
BMW	Renewed	<a href="#">73487543</a>	<a href="#">1450212</a>

**Prosecution History**

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Sep 04, 1997	

2	NOTICE SENT; ANSWER DUE (DUE DATE)	Sep 18, 1997	Oct 28, 1997
3	PENDING, INSTITUTED	Sep 18, 1997	
4	DEF'S. CHANGE OF ADDRESS	Oct 27, 1997	
5	ANSWER	Oct 31, 1997	
6	TRIAL DATES SET	Dec 09, 1997	
7	REQUEST FOR EXPRESS ABANDONMENT	Jan 09, 1998	
8	WITHDRAWAL OF OPPOSITION	Jan 09, 1998	
9	BD'S DECISION: DISMISSED W/O PREJUDICE	Feb 19, 1998	
10	TERMINATED	Feb 19, 1998	

**Type of Proceeding: Opposition**

**Proceeding Number:** [91099061](#)

**Filing Date:** Sep 20, 1995

**Status:** Terminated

**Status Date:** Sep 26, 1996

**Interlocutory Attorney:** CHARLES GRENDL

**Defendant**

**Name:** RICHARD L. CONNELL

**Correspondent Address:** RICHARD L. CONNELL  
4 BEACON HEATH  
FARMINGTON CT , 06032  
UNITED STATES

**Associated marks**

Mark	Application Status	Serial Number	Registration Number
RICHARD CONNELL FIELD & MARINE	Abandoned - After Inter-Partes Decision	<a href="#">74578493</a>	

**Plaintiff(s)**

**Name:** BAYERISCHE MOTOREN WERKE AKTIENGESELLSCH

**Correspondent Address:** JAMES F. MCKEOWN  
EVENSON, MCKEOWN, EDWARDS & LENAHAH  
1200 G STREET, NW SUITE 700  
WASHINGTON DC , 20005  
UNITED STATES

**Associated marks**

Mark	Application Status	Serial Number	Registration Number
BMW	Renewed	<a href="#">73487543</a>	<a href="#">1450212</a>

**Prosecution History**

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Sep 20, 1995	
2	NOTICE SENT; ANSWER DUE (DUE DATE)	Nov 06, 1995	Dec 16, 1995
3	PENDING, INSTITUTED	Nov 06, 1995	
4	ANSWER	Dec 18, 1995	
5	TRIAL DATES SET	Jan 24, 1996	
6	P'S MOTION FOR AN EXTENSION OF TIME	Apr 15, 1996	
7	PL'S WITHDRAWAL OF MOTION TO EXT.	Apr 30, 1996	
8	T. DATES REMAINS AS SET 1-24-96	May 16, 1996	
9	P'S MOTION FOR AN EXTENSION OF TIME	May 21, 1996	
10	DISC. & TESTIMONY PERIODS RESET	Aug 01, 1996	
11	P'S MOTION FOR AN EXTENSION OF TIME	Aug 26, 1996	
12	WITHDRAWAL OF APPLICATION	Aug 30, 1996	
13	BD'S DECISION: DISMISSED W/O PREJUDICE	Sep 26, 1996	
14	TERMINATED	Sep 26, 1996	

**Type of Proceeding: Opposition**

**Proceeding Number:** [91099008](#)

**Filing Date:** Sep 18, 1995

**Status:** Terminated

**Status Date:** Oct 02, 1996

**Interlocutory** GERARD F ROGERS

Attorney:

**Defendant**

**Name:** B M BROKERS

**Correspondent Address:** MR. JEAN STRETZ  
FRENCH FOODS EXPORTS, INC.  
100 MANHATTAN AVENUE, SUITE 1813  
UNION CITY NJ , 07087-5263  
UNITED STATES

**Associated marks**

Mark	Application Status	Serial Number	Registration Number
B M B	Abandoned - After Inter-Partes Decision	<a href="#">74567807</a>	

**Plaintiff(s)**

**Name:** BAYERISCHE MOTOREN WERKE

**Correspondent Address:** JAMES F. MCKEOWN  
EVENSON, MCKEOWN, EDWARDS & LENAHAN  
1200 G STREET, N.W. SUITE 700  
WASHINGTON DC , 20005  
UNITED STATES

**Associated marks**

Mark	Application Status	Serial Number	Registration Number
BMW	Renewed	<a href="#">73487543</a>	<a href="#">1450212</a>

**Prosecution History**

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Sep 18, 1995	
2	NOTICE SENT; ANSWER DUE (DUE DATE)	Oct 25, 1995	Dec 04, 1995
3	PENDING, INSTITUTED	Oct 25, 1995	
4	DEF. REQ. TO EXT.	Nov 30, 1995	
5	DEF. REQ. TO EXT.	Dec 04, 1995	
6	D'S MOTION FOR AN EXTENSION OF TIME	Jan 05, 1996	
7	DEF. REQ. TO EXT. W/CON.	Feb 07, 1996	
8	DEF. REQ. TO EXT. W/CON.	Mar 07, 1996	
9	NOTICE OF DEFAULT	Jul 02, 1996	
10	BOARD'S DECISION: SUSTAINED	Oct 02, 1996	
11	TERMINATED	Oct 02, 1996	

**Type of Proceeding: Opposition**

**Proceeding Number:** [91090612](#)

**Filing Date:** Apr 05, 1993

**Status:** Terminated

**Status Date:** Oct 23, 1995

**Interlocutory Attorney:**

**Defendant**

**Name:** BNW CORPORATION

**Correspondent Address:** KYLE W. ROST  
FIELDS, LEWIS, PITTENGER & ROST  
SUITE 1100 1720 SOUTH BELLAIRE STREET  
DENVER CO , 80222  
UNITED STATES

**Associated marks**

Mark	Application Status	Serial Number	Registration Number
BNW RACIAL AWARENESS WEAR FOR COLOR-BLIND YOUTH	Cancelled - Section 8	<a href="#">74246078</a>	<a href="#">1949855</a>

**Plaintiff(s)**

**Name:** BAYERISCHE MOTOREN WERKE AG

**Correspondent Address:** JAMES F. MCKEOWN  
EVANSON, MCKEOWN, EDWARDS & LENAHAN  
1200 G STREET, N.W., SUITE 700  
WASHINGTON DC , 20005

UNITED STATES

Associated marks			
Mark	Application Status	Serial Number	Registration Number
BMW	Renewed	<a href="#">73487543</a>	<a href="#">1450212</a>
Prosecution History			
Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Apr 05, 1993	
2	NOTICE SENT; ANSWER DUE (DUE DATE)	Apr 05, 1993	May 17, 1993
3	PENDING, INSTITUTED	Apr 05, 1993	
4	NOTICE OF DEFAULT	Aug 13, 1993	
5	DELETE ENTRY	Aug 13, 1993	
6	(#4 SET ASIDE) ANSWER DUE 11-15-93	Oct 04, 1993	
7	P'S MOT FOR EXTEN. OF TIME W/ CONSENT	Sep 30, 1993	
8	ANSWER	Nov 19, 1993	
9	ANSWER	Nov 19, 1993	
10	TRIAL DATES SET	Dec 10, 1993	
11	P'S MOTION FOR AN EXTENSION OF TIME	Mar 15, 1994	
12	DEF'S RETURNED UNDELIVERABLE BY PS	May 17, 1994	
13	PL. ALLOWED 20 DYS TO SHOW CAUSE	Aug 18, 1995	
14	BD'S DECISION: DISMISSED W/ PREJUDICE	Oct 23, 1995	
15	TERMINATED	Oct 23, 1995	

**Type of Proceeding: Opposition**

Proceeding Number: [91089332](#)

Filing Date: Sep 15, 1992

Status: Terminated

Status Date: Jul 12, 1993

Interlocutory Attorney: PAULA T HAIRSTON

**Defendant**

Name: MICHAEL NUZZO

Correspondent Address: MICHAEL NUZZO  
319 ACADEMY STREET  
CARNEGIE PA , 15106  
UNITED STATES

Associated marks			
Mark	Application Status	Serial Number	Registration Number
FIVE STAR CHEER CAMPS	Abandoned - After Inter-Partes Decision	<a href="#">74216552</a>	

**Plaintiff(s)**

Name: BAYERISCHE MOTOREN WERKE AG

Correspondent Address: JAMES F. MCKEOWN  
EVENSON, WANDS, EDWARDS, LENAHAN  
& MCKEOWN 1200 G STREET, N.W. - SUITE 700  
WASHINGTON DC , 20005  
UNITED STATES

Associated marks			
Mark	Application Status	Serial Number	Registration Number
BMW	Renewed	<a href="#">73487543</a>	<a href="#">1450212</a>
Prosecution History			
Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Sep 15, 1992	
2	NOTICE SENT; ANSWER DUE (DUE DATE)	Dec 08, 1992	Jan 18, 1993
3	PENDING, INSTITUTED	Dec 08, 1992	
4	NOTICE OF DEFAULT	Apr 16, 1993	
5	BOARD'S DECISION: SUSTAINED	Jul 08, 1993	
6	TERMINATED	Jul 12, 1993	

**Type of Proceeding: Opposition****Proceeding Number:** [91086354](#)**Filing Date:** Nov 15, 1991**Status:** Terminated**Status Date:** Jun 25, 1993**Interlocutory Attorney:****Defendant****Name:** BERTINO ENGINEERING, INC.**Correspondent Address:** CHARLES F. DUFFIELD  
SUITE 218  
409 ROUTE 70 EAST  
CHERRY HILL NJ , 08034  
UNITED STATES**Associated marks**

Mark	Application Status	Serial Number	Registration Number
BERTINO ENGINEERING	Cancelled - Section 8	<a href="#">74112134</a>	<a href="#">1804885</a>

**Plaintiff(s)****Name:** BAYERISCHE MOTOREN WERKE AG**Correspondent Address:** JAMES F. MCKEOWN  
EVENSON, MCKEOWN, EDWARDS & LENAHAN  
1200 G STREET, N.W., SUITE 700  
WASHINGTON DC , 20005  
UNITED STATES**Associated marks**

Mark	Application Status	Serial Number	Registration Number
BMW	Renewed	<a href="#">73487543</a>	<a href="#">1450212</a>

**Prosecution History**

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Nov 15, 1991	
2	NOTICE SENT; ANSWER DUE (DUE DATE)	Jan 03, 1992	Feb 18, 1992
3	PENDING, INSTITUTED	Jan 03, 1992	
4	D'S MOT FOR EXTEN. OF TIME W/ CONSENT	Feb 13, 1992	
5	D'S MOT FOR EXTEN. OF TIME W/ CONSENT	Mar 16, 1992	
6	D'S MOT FOR EXTEN. OF TIME W/ CONSENT	Apr 29, 1992	
7	D'S MOT FOR EXTEN. OF TIME W/ CONSENT	May 11, 1992	
8	SUSPENDED	Jul 02, 1992	
9	P'S MOTION FOR AN EXTENSION OF TIME	Jan 07, 1993	
10	PROCDS SUSP 6 MONTHS	Jan 26, 1993	
11	P'S MOT. TO DISMISS	Feb 04, 1993	
12	BD'S DECISION: DISMISSED W/O PREJUDICE	Mar 10, 1993	
13	TERMINATED	Jun 25, 1993	

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Mark: B M W



US Serial Number: 76410806

Application Filing Date: May 15, 2002

US Registration Number: 2752258

Registration Date: Aug. 19, 2003

Register: Principal

Mark Type: Trademark

Status: The registration has been renewed.

Status Date: Aug. 07, 2013

Publication Date: Jun. 24, 2003

---

## Mark Information

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Mark Literal Elements: B M W

Standard Character Claim: No

Mark Drawing Type: 3 - AN ILLUSTRATION DRAWING WHICH INCLUDES WORD(S)/ LETTER(S)/NUMBER(S)

Design Search Code(s): 26.01.20 - Circles within a circle  
26.01.21 - Circles that are totally or partially shaded.  
26.05.16 - Triangles touching or intersecting  
26.05.25 - Triangles with one or more curved sides

---

## Related Properties Information

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Claimed Ownership of US Registrations: 0611710, 0613465, 1164922, 1170556, 1450212, 1494126, 1627241 and others

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## Foreign Information

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Foreign Registration Number: 91884

Foreign Registration Date: Mar. 23, 1999

Application/Registration Country: EUROPEAN (EU) OFFICE FOR HARMONIZATION IN THE INTERNAL MARKET (OHIM)

Foreign Expiration Date: Apr. 01, 2006

---

## Goods and Services

---

Note: The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [...] indicate deleted goods/services;
- Double parenthesis ((..)) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks \*.\* identify additional (new) wording in the goods/services.

For: Cleaning preparations for use in the automotive field; polish, namely, [ chrome,] automobile polish; car care products, namely, interior cleaner, wheel cleaner, car shampoo, leather care, [ rubber care ] and car wax

International Class(es): 003 - Primary Class

U.S Class(es): 001, 004, 006, 050, 051, 052

Class Status: ACTIVE

**Basis:** 44(e)

---

**For:** Engine oils

**International Class(es):** 004 - Primary Class

**U.S Class(es):** 001, 006, 015

**Class Status:** ACTIVE

**Basis:** 44(e)

---

**For:** Metal key rings; [ metal money clips ]

**International Class(es):** 006 - Primary Class

**U.S Class(es):** 002, 012, 013, 014, 023, 025, 050

**Class Status:** ACTIVE

**Basis:** 44(e)

---

**For:** Vehicle parts, namely, engine covers

**International Class(es):** 007 - Primary Class

**U.S Class(es):** 013, 019, 021, 023, 031, 034, 035

**Class Status:** ACTIVE

**Basis:** 44(e)

---

**For:** [ Compact disc players; cellular phones and parts thereof; mouse pads; ] global positioning systems consisting primarily of computers, computer software, transmitters, receivers and network interface devices; [ odometer/tachometer displays ]

**International Class(es):** 009 - Primary Class

**U.S Class(es):** 021, 023, 026, 036, 038

**Class Status:** ACTIVE

**Basis:** 44(e)

---

**For:** [ Spot lamps; map lights; lights for vehicles ]

**International Class(es):** 011 - Primary Class

**U.S Class(es):** 013, 021, 023, 031, 034

**Class Status:** SECTION 8 - CANCELLED

**Basis:** 44(e)

---

**For:** Wheel stud locks; valve stem caps; bicycles; [ bicycles stands for stationary training; bicycle bags, namely, bags made to fit bicycles; bulk hauling trailers; ] trailer hitch kits

**International Class(es):** 012 - Primary Class

**U.S Class(es):** 019, 021, 023, 031, 035, 044

**Class Status:** ACTIVE

**Basis:** 44(e)

---

**For:** Watches; [ clocks ]

**International Class(es):** 014 - Primary Class

**U.S Class(es):** 002, 027, 028, 050

**Class Status:** ACTIVE

**Basis:** 44(e)

---

**For:** Pens

**International Class(es):** 016 - Primary Class

**U.S Class(es):** 002, 005, 022, 023, 029, 037, 038, 050

**Class Status:** ACTIVE

**Basis:** 44(e)

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**For:** Backpacks; carry-all bags; duffel bags; [ fanny packs ]

**International Class(es):** 018 - Primary Class

**U.S Class(es):** 001, 002, 003, 022, 041

**Class Status:** ACTIVE

**Basis:** 44(e)

---

**For:** [ Non-metal key rings ]

**International Class(es):** 020 - Primary Class

**U.S Class(es):** 002, 013, 022, 025, 032, 050



**Class Status:** SECTION 8 - CANCELLED

**Basis:** 44(e)

**For:** Cups

**International Class(es):** 021 - Primary Class

**U.S Class(es):** 002, 013, 023, 029, 030, 033, 040, 050

**Class Status:** ACTIVE

**Basis:** 44(e)

**For:** [ Gloves; dresses; ] shirts; scarves; sweatshirts; [ ties; ] wind resistant jackets

**International Class(es):** 025 - Primary Class

**U.S Class(es):** 022, 039

**Class Status:** ACTIVE

**Basis:** 44(e)

**For:** Golf bags; golf balls; [ snowboards; skateboards; ] toy motorcycles; miniature toy vehicles

**International Class(es):** 028 - Primary Class

**U.S Class(es):** 022, 023, 038, 050

**Class Status:** ACTIVE

**Basis:** 44(e)

## Basis Information (Case Level)

**Filed Use:** No

**Currently Use:** No

**Amended Use:** No

**Filed ITU:** Yes

**Currently ITU:** No

**Amended ITU:** No

**Filed 44D:** No

**Currently 44D:** No

**Amended 44D:** No

**Filed 44E:** Yes

**Currently 44E:** Yes

**Amended 44E:** No

**Filed 66A:** No

**Currently 66A:** No

**Filed No Basis:** No

**Currently No Basis:** No

## Current Owner(s) Information

**Owner Name:** Bayerische Motoren Werke Aktiengesellschaft

**Owner Address:** Petuelring 130  
80809 Muenchen  
GERMANY

**Legal Entity Type:** CORPORATION

**State or Country Where Organized:** GERMANY

## Attorney/Correspondence Information

### Attorney of Record

**Attorney Name:** Aimee Gessner

**Attorney Primary Email Address:** [tm-d@bmw.de](mailto:tm-d@bmw.de)

**Attorney Email Authorized:** Yes

### Correspondent

**Correspondent Name/Address:** Aimee Gessner  
Bayerische Motoren Werke Aktiengesellschaft  
Petuelring 130  
Dept. AJ-55 (Trademarks)  
80809 Muenchen  
GERMANY

**Correspondent e-mail:** [tm-d@bmw.de](mailto:tm-d@bmw.de)

**Correspondent e-mail Authorized:** Yes

**Domestic Representative - Not Found**

## Prosecution History

Date	Description	Proceeding Number
------	-------------	-------------------

Jun. 20, 2017	NOTICE OF SUIT	
Jun. 20, 2017	NOTICE OF SUIT	
Mar. 31, 2017	NOTICE OF SUIT	
Mar. 31, 2017	NOTICE OF SUIT	
Dec. 02, 2015	NOTICE OF SUIT	
Dec. 02, 2015	NOTICE OF SUIT	
Dec. 02, 2015	NOTICE OF SUIT	
Dec. 02, 2015	NOTICE OF SUIT	
Sep. 30, 2015	NOTICE OF SUIT	
Sep. 30, 2015	NOTICE OF SUIT	
Sep. 30, 2015	NOTICE OF SUIT	
Sep. 10, 2015	NOTICE OF SUIT	
Sep. 10, 2015	NOTICE OF SUIT	
Sep. 10, 2015	NOTICE OF SUIT	
Aug. 18, 2015	NOTICE OF SUIT	
Apr. 08, 2015	NOTICE OF SUIT	
Jan. 23, 2015	NOTICE OF SUIT	
Nov. 05, 2014	NOTICE OF SUIT	
Nov. 03, 2014	NOTICE OF SUIT	
Sep. 23, 2014	NOTICE OF SUIT	
Aug. 12, 2014	NOTICE OF SUIT	
Aug. 12, 2014	NOTICE OF SUIT	
Aug. 04, 2014	NOTICE OF SUIT	
Aug. 01, 2014	NOTICE OF SUIT	
Jul. 18, 2014	NOTICE OF SUIT	
Jun. 24, 2014	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Jun. 23, 2014	NOTICE OF SUIT	
Apr. 24, 2014	NOTICE OF SUIT	
Apr. 18, 2014	NOTICE OF SUIT	
Apr. 08, 2014	NOTICE OF SUIT	
Feb. 06, 2014	NOTICE OF SUIT	
Feb. 05, 2014	NOTICE OF SUIT	
Feb. 03, 2014	NOTICE OF SUIT	
Jan. 30, 2014	NOTICE OF SUIT	
Jan. 24, 2014	NOTICE OF SUIT	
Jan. 24, 2014	NOTICE OF SUIT	
Sep. 11, 2013	NOTICE OF SUIT	
Sep. 03, 2013	NOTICE OF SUIT	
Sep. 03, 2013	NOTICE OF SUIT	
Aug. 26, 2013	NOTICE OF SUIT	
Aug. 07, 2013	NOTICE OF ACCEPTANCE OF SEC. 8 - E-MAILED	
Aug. 07, 2013	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	77315
Aug. 07, 2013	REGISTERED - SEC. 9 GRANTED/CHECK RECORD FOR SEC. 8	77315
Aug. 07, 2013	REGISTERED - PARTIAL SEC. 8 (10-YR) ACCEPTED	77315
Aug. 05, 2013	REGISTERED - COMBINED SECTION 8 (10-YR) & SEC. 9 FILED	77315
Aug. 05, 2013	TEAS SECTION 8 & 9 RECEIVED	
Jul. 30, 2013	NOTICE OF SUIT	
Apr. 19, 2013	NOTICE OF SUIT	
Mar. 27, 2013	NOTICE OF SUIT	
Mar. 27, 2013	NOTICE OF SUIT	
Mar. 26, 2013	NOTICE OF SUIT	
Mar. 07, 2013	NOTICE OF SUIT	
Feb. 27, 2013	NOTICE OF SUIT	
Feb. 22, 2013	NOTICE OF SUIT	
Jan. 10, 2013	NOTICE OF SUIT	

Sep. 13, 2012	NOTICE OF SUIT	
May 02, 2012	NOTICE OF SUIT	
Jan. 24, 2012	NOTICE OF SUIT	
Jan. 23, 2012	NOTICE OF SUIT	
Oct. 28, 2011	NOTICE OF SUIT	
Sep. 09, 2011	NOTICE OF SUIT	
Sep. 09, 2011	NOTICE OF SUIT	
Jul. 01, 2010	NOTICE OF SUIT	
Jun. 14, 2010	NOTICE OF SUIT	
Mar. 01, 2010	NOTICE OF SUIT	
Jan. 20, 2010	NOTICE OF SUIT	
Aug. 26, 2009	REGISTERED - PARTIAL SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	77315
Aug. 11, 2009	REGISTERED - SEC. 8 (6-YR) & SEC. 15 FILED	
Aug. 17, 2009	ASSIGNED TO PARALEGAL	77315
Aug. 11, 2009	TEAS SECTION 8 & 15 RECEIVED	
May 14, 2009	NOTICE OF SUIT	
Feb. 18, 2009	CASE FILE IN TICRS	
Sep. 22, 2008	ATTORNEY/DOM.REP.REVOKED AND/OR APPOINTED	
Sep. 22, 2008	TEAS REVOKE/APP/CHANGE ADDR OF ATTY/DOM REP RECEIVED	
Aug. 13, 2008	NOTICE OF SUIT	
Aug. 13, 2008	NOTICE OF SUIT	
Jul. 15, 2008	NOTICE OF SUIT	
Jul. 01, 2008	NOTICE OF SUIT	
Jun. 20, 2008	NOTICE OF SUIT	
Jun. 13, 2008	NOTICE OF SUIT	
Aug. 19, 2003	REGISTERED-PRINCIPAL REGISTER	
Jun. 24, 2003	PUBLISHED FOR OPPOSITION	
Jun. 04, 2003	NOTICE OF PUBLICATION	
May 01, 2003	APPROVED FOR PUB - PRINCIPAL REGISTER	
May 01, 2003	EXAMINERS AMENDMENT MAILED	
Feb. 26, 2003	CORRESPONDENCE RECEIVED IN LAW OFFICE	
Apr. 11, 2003	PREVIOUS ALLOWANCE COUNT WITHDRAWN	
Feb. 26, 2003	PAPER RECEIVED	
Nov. 26, 2002	Sec. 1(B) CLAIM DELETED	78413
Dec. 13, 2002	APPROVED FOR PUB - PRINCIPAL REGISTER	
Nov. 26, 2002	CORRESPONDENCE RECEIVED IN LAW OFFICE	
Nov. 26, 2002	PAPER RECEIVED	
Sep. 19, 2002	NON-FINAL ACTION MAILED	
Sep. 18, 2002	ASSIGNED TO EXAMINER	72503
Jun. 28, 2002	PAPER RECEIVED	

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## Maintenance Filings or Post Registration Information

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**Affidavit of Continued Use:** Section 8 - Accepted in Part

**Affidavit of Incontestability:** Section 15 - Accepted

**Renewal Date:** Aug. 19, 2013

**Change in Registration:** Yes

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## TM Staff and Location Information

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**TM Staff Information - None**

**File Location**

**Current Location:** TMEG LAW OFFICE 105

**Date in Location:** Aug. 07, 2013

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# Proceedings

## Summary

Number of Proceedings: 3

### Type of Proceeding: Opposition

Proceeding Number: [91208996](#)

Filing Date: Jan 23, 2013

Status: Terminated

Status Date: Mar 28, 2013

Interlocutory Attorney: GEORGE POLOGEORGIS

### Defendant

Name: EMW Co., Ltd.

Correspondent Address: JONG H PARK  
THE PL LAW GROUP PLLC  
11710 PLAZA AMERICA DRIVE, SUITE 2000  
RESTON VA , 20190  
UNITED STATES

Correspondent e-mail: [mail@thepplawgroup.com](mailto:mail@thepplawgroup.com); [thepplawgroup@gm](mailto:thepplawgroup@gm)

### Associated marks

Mark	Application Status	Serial Number	Registration Number
EMW	Registered	<a href="#">85458161</a>	<a href="#">5013096</a>

### Plaintiff(s)

Name: Bayerische Motoren Werke Aktiengesellschaft

Correspondent Address: JESSICA D BRADLEY  
JONES DAY  
501 LOUISIANA AVENUE NW  
WASHINGTON DC , 20001  
UNITED STATES

Correspondent e-mail: [jfroemming@jonesday.com](mailto:jfroemming@jonesday.com) , [jbradley@jonesday.com](mailto:jbradley@jonesday.com) , [nytef@jonesday.com](mailto:nytef@jonesday.com) , [dlutz@jonesday.com](mailto:dlutz@jonesday.com) , [tcgreenleaf@jonesday.com](mailto:tcgreenleaf@jonesday.com)

### Associated marks

Mark	Application Status	Serial Number	Registration Number
BMW	Renewed	<a href="#">71662350</a>	<a href="#">611710</a>
BMW	Renewed	<a href="#">76410763</a>	<a href="#">2816178</a>
BMW	Renewed	<a href="#">73205394</a>	<a href="#">1164922</a>
BMW	Renewed	<a href="#">73823807</a>	<a href="#">1627241</a>
BMW	739	<a href="#">79035622</a>	<a href="#">3436270</a>
BMW	Renewed	<a href="#">73487543</a>	<a href="#">1450212</a>
B M W	Renewed	<a href="#">76410806</a>	<a href="#">2752258</a>
BMW	Renewed	<a href="#">71662351</a>	<a href="#">613465</a>

### Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Jan 23, 2013	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Jan 23, 2013	Mar 04, 2013
3	PENDING, INSTITUTED	Jan 23, 2013	
4	MOT TO AMEND APPLICATION	Mar 01, 2013	
5	RESPONSE DUE 30 DAYS (DUE DATE)	Mar 18, 2013	Apr 17, 2013
6	W/DRAW OF OPPOSITION	Mar 27, 2013	
7	BD DECISION: DISMISSED	Mar 28, 2013	
8	TERMINATED	Mar 28, 2013	

### Type of Proceeding: Opposition

Proceeding Number: [91187880](#)

Filing Date: Dec 04, 2008

Status: Terminated

Status Date: Jan 15, 2009

Interlocutory Attorney: ELIZABETH WINTER

**Defendant**

Name: Porter, Arthur W.

Correspondent Address: ARTHUR W. PORTER  
19 SANFORD RD  
COLORADO SPRINGS CO , 80906-4219  
UNITED STATES

Correspondent e-mail: [awpesq@comcast.net](mailto:awpesq@comcast.net)

**Associated marks**

Mark	Application Status	Serial Number	Registration Number
MOTO PORTER	Abandoned - After Inter-Partes Decision	<a href="#">77425040</a>	

**Plaintiff(s)**

Name: Bayerische Motoren Werke Aktiengesellschaft

Correspondent Address: Trina A. Longo  
Howrey LLP  
2941 Fairview Park Drive, Suites 200 and 300  
Falls Church VA , 22042  
UNITED STATES

Correspondent e-mail: [longot@howrey.com](mailto:longot@howrey.com) , [froemmingj@howrey.com](mailto:froemmingj@howrey.com) , [ipdocketing@howrey.com](mailto:ipdocketing@howrey.com)

**Associated marks**

Mark	Application Status	Serial Number	Registration Number
BMW	Renewed	<a href="#">71662351</a>	<a href="#">613465</a>
BMW	Renewed	<a href="#">73205383</a>	<a href="#">1170556</a>
BMW	Renewed	<a href="#">73487543</a>	<a href="#">1450212</a>
B M W	Renewed	<a href="#">76410806</a>	<a href="#">2752258</a>
BMW	739	<a href="#">79035619</a>	<a href="#">3418573</a>

**Prosecution History**

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Dec 04, 2008	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Dec 04, 2008	Jan 13, 2009
3	PENDING, INSTITUTED	Dec 04, 2008	
4	WITHDRAWAL OF OPPOSITION	Jan 13, 2009	
5	BD'S DECISION: DISMISSED W/O PREJUDICE	Jan 15, 2009	
6	TERMINATED	Jan 15, 2009	

**Type of Proceeding: Opposition**

Proceeding Number: [91166926](#)

Filing Date: Oct 13, 2005

Status: Terminated

Status Date: Oct 14, 2005

Interlocutory Attorney: DAVID M MERMELSTEIN

**Defendant**

Name: BMW Restaurant, LLC

Correspondent Address: JAMES G. GRALEY  
CAMPBELL, WOODS, BAGLEY, ET. AL.  
NINTH 517 9TH ST STE 1000  
HUNTINGTON WV , 25701-2033  
UNITED STATES

**Associated marks**

Mark	Application Status	Serial Number	Registration Number
BMW	Abandoned - After Inter-Partes Decision	<a href="#">78485586</a>	

**Plaintiff(s)**

**Name:** Bayerische Motoren Werke Aktiengesellschaft

**Correspondent** Trina A. Longo

**Address:** Howrey LLP  
1299 Pennsylvania Avenue, NW  
WASHINGTON DC , 20004  
UNITED STATES

**Associated marks**

Mark	Application Status	Serial Number	Registration Number
B M W	Renewed	<a href="#">76410806</a>	<a href="#">2752258</a>

**Prosecution History**

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Oct 13, 2005	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Oct 14, 2005	Nov 23, 2005
3	PENDING, INSTITUTED	Oct 14, 2005	
4	WITHDRAWAL OF APPLICATION	Nov 22, 2005	
5	BOARD'S DECISION: SUSTAINED	Nov 29, 2005	
6	TERMINATED	Nov 29, 2005	

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Mark: B M W



US Serial Number: 79116566

Application Filing Date: Dec. 17, 2011

US Registration Number: 4366456

Registration Date: Jul. 16, 2013

Register: Principal

Mark Type: Trademark

Status: Registered. The registration date is used to determine when post-registration maintenance documents are due.

Status Date: Jul. 16, 2013

Publication Date: Apr. 30, 2013

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## Mark Information

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Mark Literal Elements: B M W

Standard Character Claim: No

Mark Drawing Type: 3 - AN ILLUSTRATION DRAWING WHICH INCLUDES WORD(S)/ LETTER(S)/NUMBER(S)

Color(s) Claimed: Color is not claimed as a feature of the mark.

Design Search Code(s): 26.01.18 - Circles, three or more concentric; Concentric circles, three or more; Three or more concentric circles  
26.01.21 - Circles that are totally or partially shaded.  
26.05.13 - Triangles, exactly two triangles; Two triangles  
26.05.21 - Triangles that are completely or partially shaded

---

## Related Properties Information

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International Registration Number: 1125742

International Registration Date: Dec. 17, 2011

Claimed Ownership of US Registrations: 0611710, 0613465, 1164922 and others

---

## Goods and Services

---

Note: The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [...] indicate deleted goods/services;
- Double parenthesis ((.)) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks \*..\* identify additional (new) wording in the goods/services.

For: Non-medicated toiletries and perfume

International Class(es): 003 - Primary Class

U.S Class(es): 001, 004, 006, 050, 051, 052

Class Status: ACTIVE

Basis: 66(a)

---

**For:** Metal money boxes

**International Class(es):** 006 - Primary Class

**U.S Class(es):** 002, 012, 013, 014, 023, 025, 050

**Class Status:** ACTIVE

**Basis:** 66(a)

---

**For:** Cutlery

**International Class(es):** 008 - Primary Class

**U.S Class(es):** 023, 028, 044

**Class Status:** ACTIVE

**Basis:** 66(a)

---

**For:** Mobile phones, cases for mobile phones, reading glasses, sunglasses and spectacles, interactive game programs; computer bags

**International Class(es):** 009 - Primary Class

**U.S Class(es):** 021, 023, 026, 036, 038

**Class Status:** ACTIVE

**Basis:** 66(a)

---

**For:** Electric toaster, electric kettles

**International Class(es):** 011 - Primary Class

**U.S Class(es):** 013, 021, 023, 031, 034

**Class Status:** ACTIVE

**Basis:** 66(a)

---

**For:** Table mats made of cardboard, school supply kits containing various combinations of selected school supplies, namely, writing instruments, pens, pencils, mechanical pencils, erasers, markers, crayons, highlighter pens, folders, notebooks, paper, drawing protractors, paper clips, pencil sharpeners, writing grips, glue and book marks; pencil cases, wrapping paper, greeting cards, paper notebooks, calendars and diaries, publications, namely, books, magazines in relation to motor vehicles, travel, cultural events, and/or sporting events

**International Class(es):** 016 - Primary Class

**U.S Class(es):** 002, 005, 022, 023, 029, 037, 038, 050

**Class Status:** ACTIVE

**Basis:** 66(a)

---

**For:** Handbags, leather bags, suitcases and wallets, purses, carryalls, satchels, trunks and suitcases; schoolchildren's backpacks; coin purses not of precious metal, umbrellas, rucksacks, cosmetic bags, toiletry bags, briefcases, school bags

**International Class(es):** 018 - Primary Class

**U.S Class(es):** 001, 002, 003, 022, 041

**Class Status:** ACTIVE

**Basis:** 66(a)

---

**For:** Belt buckles of precious metal, hair accessories, namely, hair elastics, hair bands, hair clips, hair pins

**International Class(es):** 026 - Primary Class

**U.S Class(es):** 037, 039, 040, 042, 050

**Class Status:** ACTIVE

**Basis:** 66(a)

---

**For:** Frozen, frosted, preserved, processed, dried, cooked or crystallized fruit and vegetables extracts for use in prepared meals or food, fruit-based food, fruit-based organic food bars, dairy-based food, fruit based snack food, cereal based energy bars

**International Class(es):** 029 - Primary Class

**U.S Class(es):** 046

**Class Status:** ACTIVE

**Basis:** 66(a)

---

**For:** Coffee and tea, cereal based snack food, chewing gums, chocolate and chocolates, candies

**International Class(es):** 030 - Primary Class

**U.S Class(es):** 046

**Class Status:** ACTIVE

**Basis:** 66(a)

---

**For:** Soft drinks, water beverages, fruit juice, syrups for making beverages



**International Class(es):** 032 - Primary Class

**U.S Class(es):** 045, 046, 048

**Class Status:** ACTIVE

**Basis:** 66(a)

## Basis Information (Case Level)

**Filed Use:** No

**Currently Use:** No

**Amended Use:** No

**Filed ITU:** No

**Currently ITU:** No

**Amended ITU:** No

**Filed 44D:** No

**Currently 44D:** No

**Amended 44D:** No

**Filed 44E:** No

**Currently 44E:** No

**Amended 44E:** No

**Filed 66A:** Yes

**Currently 66A:** Yes

**Filed No Basis:** No

**Currently No Basis:** No

## Current Owner(s) Information

**Owner Name:** Bayerische Motoren Werke Aktiengesellschaft

**Owner Address:** Petuelring 130  
80809 München  
GERMANY

**Legal Entity Type:** Aktiengesellschaft (joint stock company)

**State or Country Where Organized:** GERMANY

## Attorney/Correspondence Information

**Attorney of Record - None**

**Correspondent**

**Correspondent Name/Address:** Aimee Gessner  
Bayerische Motoren Werke Aktiengesellschaft  
Petuelring 130  
Dept. AJ-55 (Trademarks)  
80809 Munich  
GERMANY

**Correspondent e-mail:** [tm-d@bmw.de](mailto:tm-d@bmw.de)

**Correspondent e-mail Authorized:** Yes

**Domestic Representative - Not Found**

## Prosecution History

Date	Description	Proceeding Number
Jun. 20, 2017	NOTICE OF SUIT	
Jun. 20, 2017	NOTICE OF SUIT	
Mar. 31, 2017	NOTICE OF SUIT	
Mar. 31, 2017	NOTICE OF SUIT	
Jun. 24, 2014	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Dec. 16, 2013	NOTICE OF SUIT	
Nov. 13, 2013	FINAL DECISION TRANSACTION PROCESSED BY IB	
Oct. 18, 2013	FINAL DISPOSITION NOTICE SENT TO IB	
Oct. 17, 2013	FINAL DISPOSITION PROCESSED	72589
Oct. 16, 2013	FINAL DISPOSITION NOTICE CREATED, TO BE SENT TO IB	
Jul. 16, 2013	REGISTERED-PRINCIPAL REGISTER	
Jul. 01, 2013	NOTIFICATION PROCESSED BY IB	
Apr. 30, 2013	PUBLISHED FOR OPPOSITION	
Apr. 10, 2013	NOTIFICATION OF POSSIBLE OPPOSITION SENT TO IB	
Apr. 10, 2013	NOTICE OF START OF OPPOSITION PERIOD CREATED, TO BE SENT TO IB	
Apr. 10, 2013	NOTICE OF PUBLICATION	
Mar. 27, 2013	LAW OFFICE PUBLICATION REVIEW COMPLETED	68691
Mar. 27, 2013	ASSIGNED TO LIE	68691

Mar. 21, 2013	APPROVED FOR PUB - PRINCIPAL REGISTER	
Feb. 06, 2013	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
Feb. 06, 2013	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889
Feb. 06, 2013	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Oct. 08, 2012	REFUSAL PROCESSED BY IB	
Sep. 15, 2012	APPLICATION FILING RECEIPT MAILED	
Sep. 14, 2012	NON-FINAL ACTION MAILED - REFUSAL SENT TO IB	
Sep. 14, 2012	REFUSAL PROCESSED BY MPU	68359
Sep. 12, 2012	NON-FINAL ACTION (IB REFUSAL) PREPARED FOR REVIEW	
Sep. 11, 2012	NON-FINAL ACTION WRITTEN	81859
Sep. 11, 2012	ASSIGNED TO EXAMINER	81859
Sep. 11, 2012	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Sep. 10, 2012	LIMITATION FROM ORIGINAL APPLICATION ENTERED	68359
Sep. 07, 2012	SN ASSIGNED FOR SECT 66A APPL FROM IB	

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## International Registration Information (Section 66a)

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<p><b>International Registration Number:</b> 1125742</p> <p><b>Priority Claimed Flag:</b> Yes</p> <p><b>Intl. Registration Status:</b> REQUEST FOR EXTENSION OF PROTECTION PROCESSED</p> <p><b>Notification of Designation Date:</b> Sep. 06, 2012</p> <p><b>International Registration Renewal Date:</b> Dec. 17, 2021</p> <p><b>First Refusal Flag:</b> Yes</p>	<p><b>International Registration Date:</b> Dec. 17, 2011</p> <p><b>Date of Section 67 Priority Claim:</b> Jul. 13, 2011</p> <p><b>Date of International Registration Status:</b> Sep. 07, 2012</p> <p><b>Date of Automatic Protection:</b> Mar. 06, 2014</p>
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## TM Staff and Location Information

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**TM Staff Information - None**  
**File Location**

**Current Location:** PUBLICATION AND ISSUE SECTION

**Date in Location:** Jul. 16, 2013

Generated on: This page was generated by TSDR on 2017-10-11 11:50:13 EDT

Mark: BMW MOTORSPORT

BMW Motorsport

US Serial Number: 79089916

Application Filing Date: Sep. 15, 2010

US Registration Number: 4284327

Registration Date: Feb. 05, 2013

Register: Principal

Mark Type: Trademark, Service Mark

TM5 Common Status Descriptor:



LIVE/REGISTRATION/Issued and Active

The trademark application has been registered with the Office.

Status: Registered. The registration date is used to determine when post-registration maintenance documents are due.

Status Date: Feb. 05, 2013

Publication Date: Nov. 20, 2012

## Mark Information

Mark Literal Elements: BMW MOTORSPORT

Standard Character Claim: Yes. The mark consists of standard characters without claim to any particular font style, size, or color.

Mark Drawing Type: 4 - STANDARD CHARACTER MARK

Color(s) Claimed: Color is not claimed as a feature of the mark.

Disclaimer: "MOTORSPORT"

## Related Properties Information

International Registration Number: 1058100

International Registration Date: Sep. 15, 2010

Claimed Ownership of US Registrations: 0611710, 1450212, 2816178

## Goods and Services

Note: The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [...] indicate deleted goods/services;
- Double parenthesis ((.)) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks \*..\* identify additional (new) wording in the goods/services.

For: Sunglasses

International Class(es): 009 - Primary Class

U.S Class(es): 021, 023, 026, 036, 038

Class Status: ACTIVE

Basis: 66(a)

For: Parts for motor cars, namely, engines and engine mounts, drive belts, fuel tanks, gearbox and gearbox mounts, gear lever knobs for motor cars, chassis, wheel suspensions, suspension struts, suspension systems for motor cars, shock absorbing springs, shock absorbers, coil springs, suspension spring struts, steering wheels, steering racks, inner tie rod ends, outer tie rod ends, steering columns, transmissions, differential gears, drive shafts, trailing arms, structural parts for automobiles in the nature of air cooling ducts and water cooling ducts, clutches, axles, structural parts, body shells, doors, roof panels for motor cars, motor car hood, trunk lids, fenders, roll cages, door handles, side mirrors, rear view mirrors, front and rear bumpers, front and rear bumper covers, side panels, side skirts, wheel arch covers, motor car structural parts in the nature of side walls, automotive windshield shade screens, wind

deflectors, windshields, window panes, automobile tail fins, spoilers, aerodynamic wings for automobiles, body kits comprised of external structural parts of automobiles, motor car power locks, air pumps of automobiles, brakes for motor cars, brake calipers, brake pads for motor cars, brake disks, brake gaskets for motor cars, brake ventilation for motor cars, brake sensors for motor cars, brake air ducts for motor cars, brake pipes for motor cars, braking hydraulic units for motor cars, gas pedals, brake pedals, clutch pedals, wheels, alloy wheel rims, lug nuts for vehicle wheels, car wheel spacers, car wheel carriers, wheel hubs, tire valves for vehicle tires, vehicle seats, safety belts for motor cars, badges for vehicles, metal parts for vehicles, namely, automotive exterior and interior metal decorative and protective trim

**International Class(es):** 012 - Primary Class

**U.S Class(es):** 019, 021, 023, 031, 035, 044

**Class Status:** ACTIVE

**Basis:** 66(a)

**For:** Key rings of precious metal; key chains of precious metal

**International Class(es):** 014 - Primary Class

**U.S Class(es):** 002, 027, 028, 050

**Class Status:** ACTIVE

**Basis:** 66(a)

**For:** Pens

**International Class(es):** 016 - Primary Class

**U.S Class(es):** 002, 005, 022, 023, 029, 037, 038, 050

**Class Status:** ACTIVE

**Basis:** 66(a)

**For:** Backpacks, umbrellas, sports bags, wallets

**International Class(es):** 018 - Primary Class

**U.S Class(es):** 001, 002, 003, 022, 041

**Class Status:** ACTIVE

**Basis:** 66(a)

**For:** T-shirts, polo shirts, long-sleeve shirts and jackets, caps

**International Class(es):** 025 - Primary Class

**U.S Class(es):** 022, 039

**Class Status:** ACTIVE

**Basis:** 66(a)

**For:** Plush toys

**International Class(es):** 028 - Primary Class

**U.S Class(es):** 022, 023, 038, 050

**Class Status:** ACTIVE

**Basis:** 66(a)

**For:** Organization of car racing events, participation in car racing events

**International Class(es):** 041 - Primary Class

**U.S Class(es):** 100, 101, 107

**Class Status:** ACTIVE

**Basis:** 66(a)

## Basis Information (Case Level)

**Filed Use:** No

**Currently Use:** No

**Amended Use:** No

**Filed ITU:** No

**Currently ITU:** No

**Amended ITU:** No

**Filed 44D:** No

**Currently 44D:** No

**Amended 44D:** No

**Filed 44E:** No

**Currently 44E:** No

**Amended 44E:** No

**Filed 66A:** Yes

**Currently 66A:** Yes

**Filed No Basis:** No

**Currently No Basis:** No

## Current Owner(s) Information

**Owner Name:** Bayerische Motoren Werke Aktiengesellschaft

**Owner Address:** Petuelring 130  
80809 München  
GERMANY

**Legal Entity Type:** Aktiengesellschaft (joint stock company)

**State or Country** GERMANY  
**Where Organized:**

## Attorney/Correspondence Information

### Attorney of Record - None

### Correspondent

**Correspondent Name/Address:** Aimee Gessner  
Bayerische Motoren Werke Aktiengesellschaft  
Petuelring 130  
Dept. AJ-55 (Trademarks)  
80809 Munich GERMANY

**Correspondent e-mail:** [tm-d@bmw.de](mailto:tm-d@bmw.de)

**Correspondent e-mail Authorized:** Yes

### Domestic Representative - Not Found

## Prosecution History

Date	Description	Proceeding Number
Jun. 24, 2014	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Aug. 24, 2013	FINAL DECISION TRANSACTION PROCESSED BY IB	
Aug. 06, 2013	FINAL DISPOSITION NOTICE SENT TO IB	
Aug. 06, 2013	FINAL DISPOSITION PROCESSED	72589
May 05, 2013	FINAL DISPOSITION NOTICE CREATED, TO BE SENT TO IB	
Feb. 05, 2013	REGISTERED-PRINCIPAL REGISTER	
Dec. 23, 2012	NOTIFICATION PROCESSED BY IB	
Nov. 24, 2012	NOTIFICATION PROCESSED BY IB	
Nov. 24, 2012	NOTIFICATION OF POSSIBLE OPPOSITION - PROCESSED BY IB	
Nov. 20, 2012	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Nov. 20, 2012	PUBLISHED FOR OPPOSITION	
Oct. 31, 2012	NOTIFICATION OF POSSIBLE OPPOSITION SENT TO IB	
Oct. 31, 2012	NOTICE OF START OF OPPOSITION PERIOD CREATED, TO BE SENT TO IB	
Oct. 31, 2012	NOTIFICATION OF NOTICE OF PUBLICATION E-MAILED	
Oct. 16, 2012	LAW OFFICE PUBLICATION REVIEW COMPLETED	69712
Oct. 08, 2012	APPROVED FOR PUB - PRINCIPAL REGISTER	
Oct. 08, 2012	EXAMINER'S AMENDMENT ENTERED	88888
Oct. 08, 2012	NOTIFICATION OF EXAMINERS AMENDMENT E-MAILED	6328
Oct. 08, 2012	EXAMINERS AMENDMENT E-MAILED	6328
Oct. 08, 2012	EXAMINERS AMENDMENT -WRITTEN	81089
Sep. 19, 2012	ASSIGNED TO EXAMINER	81089
Sep. 19, 2012	ASSIGNED TO EXAMINER	81851
Sep. 19, 2012	ASSIGNED TO EXAMINER	81089
Sep. 07, 2012	TEAS/EMAIL CORRESPONDENCE ENTERED	69712
Sep. 07, 2012	CORRESPONDENCE RECEIVED IN LAW OFFICE	69712
Jul. 05, 2012	REG. CANCELLED - RESTORED TO PENDENCY	
Jun. 25, 2012	ASSIGNED TO PETITION STAFF	67832
Jun. 19, 2012	REQUEST TO CANCEL INADVERTENTLY ISSUED REGISTRATION RECEIVED	69690
Jun. 15, 2012	TEAS RESPONSE TO OFFICE ACTION-POST REG RECEIVED	
May 29, 2012	REGISTERED-PRINCIPAL REGISTER	
May 16, 2012	NOTIFICATION OF POSSIBLE OPPOSITION SENT TO IB	
May 16, 2012	NOTIFICATION OF POSSIBLE OPPOSITION CREATED, TO BE SENT TO IB	
Apr. 13, 2012	NOTIFICATION OF NON-FINAL ACTION E-MAILED	6325
Apr. 13, 2012	NON-FINAL ACTION E-MAILED	6325
Apr. 13, 2012	NON-FINAL ACTION WRITTEN	81089
Mar. 26, 2012	NOTICE OF REVIVAL - E-MAILED	

Mar. 26, 2012	PETITION GRANTED - REMAIL OFFICE ACTION	66600
Mar. 20, 2012	ASSIGNED TO PETITION STAFF	66600
Mar. 16, 2012	PETITION TO REVIVE-RECEIVED	
Mar. 16, 2012	FAX RECEIVED	
Mar. 16, 2012	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Mar. 13, 2012	PUBLISHED FOR OPPOSITION	
Feb. 22, 2012	NOTIFICATION OF POSSIBLE OPPOSITION SENT TO IB	
Feb. 22, 2012	NOTICE OF START OF OPPOSITION PERIOD CREATED, TO BE SENT TO IB	
Feb. 22, 2012	NOTICE OF PUBLICATION	
Feb. 07, 2012	LAW OFFICE PUBLICATION REVIEW COMPLETED	69712
Feb. 06, 2012	ASSIGNED TO LIE	69712
Jan. 24, 2012	EXAMINERS AMENDMENT MAILED	
Jan. 23, 2012	APPROVED FOR PUB - PRINCIPAL REGISTER	
Jan. 23, 2012	EXAMINER'S AMENDMENT ENTERED	88888
Jan. 23, 2012	EXAMINERS AMENDMENT -WRITTEN	81089
Jun. 27, 2011	FINAL REFUSAL MAILED	
Jun. 24, 2011	FINAL REFUSAL WRITTEN	81089
Jun. 07, 2011	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
Jun. 07, 2011	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889
Jun. 07, 2011	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Jan. 15, 2011	REFUSAL PROCESSED BY IB	
Dec. 28, 2010	NON-FINAL ACTION MAILED - REFUSAL SENT TO IB	
Dec. 28, 2010	REFUSAL PROCESSED BY MPU	67442
Dec. 24, 2010	NON-FINAL ACTION (IB REFUSAL) PREPARED FOR REVIEW	
Dec. 23, 2010	NON-FINAL ACTION WRITTEN	81089
Dec. 23, 2010	ASSIGNED TO EXAMINER	81089
Dec. 21, 2010	APPLICATION FILING RECEIPT MAILED	
Dec. 17, 2010	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Dec. 16, 2010	LIMITATION FROM ORIGINAL APPLICATION ENTERED	72589
Dec. 16, 2010	SN ASSIGNED FOR SECT 66A APPL FROM IB	

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## International Registration Information (Section 66a)

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<b>International Registration Number:</b> 1058100	<b>International Registration Date:</b> Sep. 15, 2010
<b>Priority Claimed Flag:</b> Yes	<b>Date of Section 67 Priority Claim:</b> Mar. 16, 2010
<b>Intl. Registration Status:</b> REQUEST FOR EXTENSION OF PROTECTION PROCESSED	<b>Date of International Registration Status:</b> Dec. 16, 2010
<b>Notification of Designation Date:</b> Dec. 16, 2010	<b>Date of Automatic Protection:</b> Jun. 16, 2012
<b>International Registration Renewal Date:</b> Sep. 15, 2020	
<b>First Refusal Flag:</b> Yes	

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## TM Staff and Location Information

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### TM Staff Information - None

#### File Location

**Current Location:** PUBLICATION AND ISSUE SECTION

**Date in Location:** Feb. 05, 2013

Generated on: This page was generated by TSDR on 2017-10-11 11:50:31 EDT

Mark: BMW I

# BMW i

US Serial Number: 79171111

Application Filing Date: Mar. 17, 2015

US Registration Number: 5075592

Registration Date: Nov. 08, 2016

Register: Principal

Mark Type: Trademark, Service Mark

Status: Registered. The registration date is used to determine when post-registration maintenance documents are due.

Status Date: Nov. 08, 2016

Publication Date: Aug. 23, 2016

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## Mark Information

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Mark Literal Elements: BMW I

Standard Character Claim: Yes. The mark consists of standard characters without claim to any particular font style, size, or color.

Mark Drawing Type: 4 - STANDARD CHARACTER MARK

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## Related Properties Information

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International Registration Number: 1261713

International Registration Date: Mar. 17, 2015

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## Goods and Services

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Note: The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [...] indicate deleted goods/services;
- Double parenthesis (..) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks \*..\* identify additional (new) wording in the goods/services.

**For:** Computer programs for connecting remotely to computers or computer networks, for the enabling of access or entrance control, for using the internet, for compilation of driver data, for providing electronic software updates; computer software for automotive application for use in collecting, reading and processing driver relevant data and for use in operating and controlling entertainment systems, communication systems, internet access and navigation; Integrated battery backup systems comprising a battery, an electronic measurement apparatus for use in the measurement of battery health and performance, and a remote computer software program that uses the foregoing data to trend, predict, and store data related to the health of the battery; electronic data processing apparatus, loggers, recorders and relays for sensors; batteries for electric vehicles; chargers for electric batteries; charging cables; bags specially adapted for cables; spectacles

International Class(es): 009 - Primary Class

U.S Class(es): 021, 023, 026, 036, 038

Class Status: ACTIVE

Basis: 66(a)

**For:** Vehicles and parts thereof, namely, structural parts, engines, wheels, transmissions, windshields, differentials, fenders, drive belts, gears, axles, brakes and braking systems, chassis, badges, bumpers, vehicle seats, trunks, side mirrors, rear view mirrors, steering wheels, shock absorbers, safety belts, rims for vehicle wheels, anti-theft devices for vehicles; body kits comprised of external structural parts of automobiles; roof rack storage containers for land vehicles, saddlebags for motorcycles, roll bars for motor vehicles, fitted covers for motor vehicles; sun-screen devices for vehicles, namely, sun shields and visors; transport boxes and nets for vehicles, namely, roof boxes for vehicles and luggage nets for vehicles; fitted land vehicle covers

International Class(es): 012 - Primary Class

U.S Class(es): 019, 021, 023, 031, 035, 044

Class Status: ACTIVE

**Basis:** 66(a)

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**For:** Key rings of precious metals; jewellery; watches; lanyards for holding keys

**International Class(es):** 014 - Primary Class

**U.S Class(es):** 002, 027, 028, 050

**Class Status:** ACTIVE

**Basis:** 66(a)

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**For:** Stationery, handbooks and instruction manuals in the field of automobiles

**International Class(es):** 016 - Primary Class

**U.S Class(es):** 002, 005, 022, 023, 029, 037, 038, 050

**Class Status:** ACTIVE

**Basis:** 66(a)

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**For:** Travelling bags, handbags, all-purpose carrying bags, all-purpose sport bags, backpacks, satchels, duffel bags, cosmetic bags sold empty, toiletry bags sold empty, briefcases; suitcases; trolleys namely general purpose sport trolley bags; parasols; wallets; purses ; trunks; umbrellas

**International Class(es):** 018 - Primary Class

**U.S Class(es):** 001, 002, 003, 022, 041

**Class Status:** ACTIVE

**Basis:** 66(a)

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**For:** Clothing, namely, t-shirts, polo shirts, long-sleeved shirts, pullovers, jackets, pants, shorts, skirts, dresses, ties, belts; footwear; headgear, namely, hats and caps

**International Class(es):** 025 - Primary Class

**U.S Class(es):** 022, 039

**Class Status:** ACTIVE

**Basis:** 66(a)

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**For:** Insurance services, namely, issuance and administration of insurance in the field of automobiles; financial affairs, namely, retail and wholesale financing services for motor vehicles, namely, financing the purchase and leasing of motor vehicles, arranging of loans for motor vehicles; brokerage and providing of venture capital and development capital, namely, brokerage services for capital investments, providing venture capital, development capital, private equity and investment funding; fund investments in relation to private equity and investment funds

**International Class(es):** 036 - Primary Class

**U.S Class(es):** 100, 101, 102

**Class Status:** ACTIVE

**Basis:** 66(a)

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**For:** Repair and maintenance of vehicles, batteries for electric vehicles, battery chargers and solar modules; installation of wall chargers for electric vehicles and solar modules

**International Class(es):** 037 - Primary Class

**U.S Class(es):** 100, 103, 106

**Class Status:** ACTIVE

**Basis:** 66(a)

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**For:** Telecommunications access service; transmission of information by electronic communications networks, information about telecommunication

**International Class(es):** 038 - Primary Class

**U.S Class(es):** 100, 101, 104

**Class Status:** ACTIVE

**Basis:** 66(a)

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**For:** Car rental; organization of travel

**International Class(es):** 039 - Primary Class

**U.S Class(es):** 100, 105

**Class Status:** ACTIVE

**Basis:** 66(a)

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**For:** Providing entertainment, namely, conducting music concerts, dance events, fashion shows; entertainment in the form of live or recorded visual and audio performances by actors, musical bands, dancers, entertainment in the nature of amusement park rides; organization of sporting and cultural activities

**International Class(es):** 041 - Primary Class

**U.S Class(es):** 100, 101, 107



**Class(es):****Class Status:** ACTIVE**Basis:** 66(a)**Basis Information (Case Level)****Filed Use:** No**Currently Use:** No**Amended Use:** No**Filed ITU:** No**Currently ITU:** No**Amended ITU:** No**Filed 44D:** No**Currently 44D:** No**Amended 44D:** No**Filed 44E:** No**Currently 44E:** No**Amended 44E:** No**Filed 66A:** Yes**Currently 66A:** Yes**Filed No Basis:** No**Currently No Basis:** No**Current Owner(s) Information****Owner Name:** Bayerische Motoren Werke Aktiengesellschaft**Owner Address:** Petuelring 130  
80809 München  
GERMANY**Legal Entity Type:** JOINT STOCK COMPANY**State or Country** GERMANY  
**Where Organized:****Attorney/Correspondence Information****Attorney of Record - None****Correspondent****Correspondent Name/Address:** Bayerische Motoren Werke  
Aktiengesellschaft  
AJ-55  
80788 München  
GERMANY**Domestic Representative - Not Found****Prosecution History**

Date	Description	Proceeding Number
Jul. 08, 2017	FINAL DECISION TRANSACTION PROCESSED BY IB	
Feb. 09, 2017	GENERIC MADRID TRANSACTION SENT TO IB	
Feb. 09, 2017	GENERIC MADRID TRANSACTION CREATED	68359
Feb. 08, 2017	FINAL DISPOSITION NOTICE CREATED, TO BE SENT TO IB	
Nov. 08, 2016	REGISTERED-PRINCIPAL REGISTER	
Sep. 23, 2016	NOTIFICATION OF POSSIBLE OPPOSITION - PROCESSED BY IB	
Aug. 23, 2016	PUBLISHED FOR OPPOSITION	
Aug. 03, 2016	NOTIFICATION OF POSSIBLE OPPOSITION SENT TO IB	
Aug. 03, 2016	NOTICE OF START OF OPPOSITION PERIOD CREATED, TO BE SENT TO IB	
Aug. 03, 2016	NOTICE OF PUBLICATION	
Jul. 18, 2016	LAW OFFICE PUBLICATION REVIEW COMPLETED	77976
Jul. 13, 2016	APPROVED FOR PUB - PRINCIPAL REGISTER	
Jul. 13, 2016	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
Jul. 13, 2016	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889
Jul. 13, 2016	TEAS REQUEST FOR RECONSIDERATION RECEIVED	
Mar. 02, 2016	FINAL REFUSAL MAILED	
Mar. 02, 2016	FINAL REFUSAL WRITTEN	83186
Feb. 03, 2016	TEAS/EMAIL CORRESPONDENCE ENTERED	77976
Feb. 03, 2016	CORRESPONDENCE RECEIVED IN LAW OFFICE	77976
Jan. 27, 2016	ASSIGNED TO LIE	77976
Jan. 15, 2016	TEAS RESPONSE TO OFFICE ACTION RECEIVED	

Sep. 12, 2015	REFUSAL PROCESSED BY IB	
Aug. 26, 2015	NON-FINAL ACTION MAILED - REFUSAL SENT TO IB	
Aug. 26, 2015	REFUSAL PROCESSED BY MPU	67445
Aug. 25, 2015	NON-FINAL ACTION (IB REFUSAL) PREPARED FOR REVIEW	
Aug. 25, 2015	APPLICATION FILING RECEIPT MAILED	
Aug. 24, 2015	NON-FINAL ACTION WRITTEN	83186
Aug. 21, 2015	ASSIGNED TO EXAMINER	83186
Aug. 21, 2015	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Aug. 20, 2015	SN ASSIGNED FOR SECT 66A APPL FROM IB	

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## International Registration Information (Section 66a)

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<b>International Registration Number:</b> 1261713	<b>International Registration Date:</b> Mar. 17, 2015
<b>Priority Claimed Flag:</b> Yes	<b>Date of Section 67 Priority Claim:</b> Sep. 22, 2014
<b>Intl. Registration Status:</b> REQUEST FOR EXTENSION OF PROTECTION PROCESSED	<b>Date of International Registration Status:</b> Aug. 20, 2015
<b>Notification of Designation Date:</b> Aug. 20, 2015	<b>Date of Automatic Protection:</b> Feb. 20, 2017
<b>International Registration Renewal Date:</b> Mar. 17, 2025	
<b>First Refusal Flag:</b> Yes	

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## TM Staff and Location Information

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**TM Staff Information - None**  
**File Location**

<b>Current Location:</b> PUBLICATION AND ISSUE SECTION	<b>Date in Location:</b> Nov. 08, 2016
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Generated on: This page was generated by TSDR on 2017-10-11 11:50:49 EDT

Mark: BMW INDIVIDUAL

BMW Individual

US Serial Number: 79167644

Application Filing Date: May 18, 2015

US Registration Number: 5139356

Registration Date: Feb. 14, 2017

Register: Principal

Mark Type: Trademark

Status: Registered. The registration date is used to determine when post-registration maintenance documents are due.

Status Date: Feb. 14, 2017

Publication Date: Nov. 29, 2016

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## Mark Information

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Mark Literal Elements: BMW INDIVIDUAL

Standard Character Claim: Yes. The mark consists of standard characters without claim to any particular font style, size, or color.

Mark Drawing Type: 4 - STANDARD CHARACTER MARK

Disclaimer: "INDIVIDUAL"

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## Related Properties Information

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International Registration Number: 1252901

International Registration Date: May 18, 2015

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## Goods and Services

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Note: The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [...] indicate deleted goods/services;
- Double parenthesis (()) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks \*..\* identify additional (new) wording in the goods/services.

For: Dyestuffs; lacquers and varnishes

International Class(es): 002 - Primary Class

U.S Class(es): 006, 011, 016

Class Status: ACTIVE

Basis: 66(a)

For: Automobiles and their structural parts; motor car seats; fitted coverings for car seats; roof top luggage carriers for vehicles; wheels for automobiles; children's car seats; automobile engines

International Class(es): 012 - Primary Class

U.S Class(es): 019, 021, 023, 031, 035, 044

Class Status: ACTIVE

Basis: 66(a)

For: Jewellery; chronoscopes

International Class(es): 014 - Primary Class

U.S Class(es): 002, 027, 028, 050

Class Status: ACTIVE

Basis: 66(a)

For: Travelling bags, handbags, all-purpose carrying bags, all-purpose sport bags, backpacks, satchels, duffel bags, cosmetic bags sold

empty, toiletry bags sold empty, briefcases; suitcases; trolleys, namely, general purpose sport trolley bags; umbrellas, parasols; wallets; purses

**International Class(es):** 018 - Primary Class

**U.S Class(es):** 001, 002, 003, 022, 041

**Class Status:** ACTIVE

**Basis:** 66(a)

**For:** Textiles for the manufacture of the interior of motor vehicles

**International Class(es):** 024 - Primary Class

**U.S Class(es):** 042, 050

**Class Status:** ACTIVE

**Basis:** 66(a)

**For:** Vehicle carpets; floor mats for vehicles

**International Class(es):** 027 - Primary Class

**U.S Class(es):** 019, 020, 037, 042, 050

**Class Status:** ACTIVE

**Basis:** 66(a)

## Basis Information (Case Level)

**Filed Use:** No

**Currently Use:** No

**Amended Use:** No

**Filed ITU:** No

**Currently ITU:** No

**Amended ITU:** No

**Filed 44D:** No

**Currently 44D:** No

**Amended 44D:** No

**Filed 44E:** No

**Currently 44E:** No

**Amended 44E:** No

**Filed 66A:** Yes

**Currently 66A:** Yes

**Filed No Basis:** No

**Currently No Basis:** No

## Current Owner(s) Information

**Owner Name:** Bayerische Motoren Werke Aktiengesellschaft

**Owner Address:** Petuelring 130  
80809 München  
GERMANY

**Legal Entity Type:** Aktiengesellschaft Joint Stock Company

**State or Country Where Organized:** GERMANY

## Attorney/Correspondence Information

**Attorney of Record - None**

**Correspondent**

**Correspondent Name/Address:** Bayerische Motoren Werke  
Aktiengesellschaft  
AJ-55  
80788 München  
GERMANY

**Domestic Representative - Not Found**

## Prosecution History

Date	Description	Proceeding Number
Sep. 08, 2017	FINAL DECISION TRANSACTION PROCESSED BY IB	
May 15, 2017	GENERIC MADRID TRANSACTION SENT TO IB	
May 15, 2017	GENERIC MADRID TRANSACTION CREATED	72629
May 14, 2017	FINAL DISPOSITION NOTICE CREATED, TO BE SENT TO IB	
Feb. 14, 2017	REGISTERED-PRINCIPAL REGISTER	
Jan. 23, 2017	CORRECTION FROM THE IB EXAMINED, NO ACTION IS NEEDED	72629
Jan. 06, 2017	NOTIFICATION OF POSSIBLE OPPOSITION - PROCESSED BY IB	
Nov. 29, 2016	PUBLISHED FOR OPPOSITION	

Nov. 18, 2016	CORRECTION TRANSACTION RECEIVED FROM IB	
Nov. 09, 2016	NOTIFICATION OF POSSIBLE OPPOSITION SENT TO IB	
Nov. 09, 2016	NOTICE OF START OF OPPOSITION PERIOD CREATED, TO BE SENT TO IB	
Nov. 09, 2016	NOTICE OF PUBLICATION	
Oct. 26, 2016	LAW OFFICE PUBLICATION REVIEW COMPLETED	68552
Oct. 20, 2016	APPROVED FOR PUB - PRINCIPAL REGISTER	
Oct. 20, 2016	TEAS/EMAIL CORRESPONDENCE ENTERED	68552
Oct. 20, 2016	CORRESPONDENCE RECEIVED IN LAW OFFICE	68552
Oct. 20, 2016	ASSIGNED TO LIE	68552
Oct. 06, 2016	NOTICE OF REVIVAL - MAILED	
Oct. 06, 2016	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Oct. 06, 2016	PETITION TO REVIVE-GRANTED	88889
Oct. 06, 2016	TEAS PETITION TO REVIVE RECEIVED	
Sep. 28, 2016	ABANDONMENT NOTICE MAILED - FAILURE TO RESPOND	
Sep. 28, 2016	ABANDONMENT - FAILURE TO RESPOND OR LATE RESPONSE	
Mar. 02, 2016	NON-FINAL ACTION MAILED	
Mar. 02, 2016	NON-FINAL ACTION WRITTEN	83186
Feb. 02, 2016	TEAS/EMAIL CORRESPONDENCE ENTERED	77976
Feb. 02, 2016	CORRESPONDENCE RECEIVED IN LAW OFFICE	77976
Jan. 27, 2016	ASSIGNED TO LIE	77976
Jan. 15, 2016	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Sep. 12, 2015	REFUSAL PROCESSED BY IB	
Aug. 26, 2015	NON-FINAL ACTION MAILED - REFUSAL SENT TO IB	
Aug. 26, 2015	REFUSAL PROCESSED BY MPU	67445
Aug. 26, 2015	NON-FINAL ACTION (IB REFUSAL) PREPARED FOR REVIEW	
Aug. 25, 2015	NON-FINAL ACTION WRITTEN	83186
Aug. 21, 2015	ASSIGNED TO EXAMINER	83186
Jun. 30, 2015	APPLICATION FILING RECEIPT MAILED	
Jun. 26, 2015	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Jun. 26, 2015	LIMITATION FROM ORIGINAL APPLICATION ENTERED	67445
Jun. 25, 2015	SN ASSIGNED FOR SECT 66A APPL FROM IB	

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## International Registration Information (Section 66a)

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<p><b>International Registration Number:</b> 1252901</p> <p><b>Priority Claimed Flag:</b> Yes</p> <p><b>Intl. Registration Status:</b> REQUEST FOR EXTENSION OF PROTECTION PROCESSED</p> <p><b>Notification of Designation Date:</b> Jun. 25, 2015</p> <p><b>International Registration Renewal Date:</b> May 18, 2025</p> <p><b>First Refusal Flag:</b> Yes</p>	<p><b>International Registration Date:</b> May 18, 2015</p> <p><b>Date of Section 67 Priority Claim:</b> Nov. 19, 2014</p> <p><b>Date of International Registration Status:</b> Jun. 25, 2015</p> <p><b>Date of Automatic Protection:</b> May 17, 2018</p>
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## TM Staff and Location Information

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**TM Staff Information - None**  
**File Location**

**Current Location:** PUBLICATION AND ISSUE SECTION

**Date in Location:** Feb. 14, 2017