

ESTTA Tracking number: **ESTTA857656**

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

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	The Seaberg Company, Inc. d/b/a SAM Medical		
Entity	Corporation	Citizenship	Oregon
Address	27350 SW 95th Avenue, Suite 3038 Wilsonville, OR 97070 UNITED STATES		

Attorney information	Michael A. Cohen Schwabe, Williamson & Wyatt, P.C. 1211 SW Fifth Avenue, Suite 1900 Portland, OR 97204 UNITED STATES Email: mcohen@schwabe.com, abodnar@schwabe.com, km-brown@schwabe.com, trademarks@schwabe.com Phone: 503-222-9981
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Applicant Information

Application No	87104276	Publication date	11/07/2017
Opposition Filing Date	11/10/2017	Opposition Period Ends	12/07/2017
International Registration No.	NONE	International Registration Date	NONE
Applicant	Spectral Medical Inc. 135 The West Mall, Unit 2 Toronto, Ontario, M9C1C2 CANADA		

Goods/Services Affected by Opposition

Class 010. First Use: 0 First Use In Commerce: 0 All goods and services in the class are opposed, namely: Medical devices, namely, extracorporeal-blood processing and circulation devices for hemoperfusion, hemofiltration, hemodialysis, plasmapheresis, chronic renalreplacement therapy and other fluid dialyses; accessories and kits primarily comprised of such accessories for use withsuch devices, namely, tubing cassettes, and bloodlines

Applicant Information

Application No	87104282	Publication date	11/07/2017
Opposition Filing Date	11/10/2017	Opposition Period Ends	12/07/2017
International Registration No.	NONE	International Registration Date	NONE
Applicant	Spectral Medical Inc.		

	135 The West Mall, Unit 2 Toronto, Ontario, M9C1C2 CANADA
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Goods/Services Affected by Opposition


Class 010. First Use: 0 First Use In Commerce: 0 All goods and services in the class are opposed, namely: Medical devices, namely, extracorporeal-blood processing and circulation devices for hemoperfusion, hemofiltration, hemodialysis, plasmapheresis, chronic renalreplacement therapy and other fluid dialyses; accessories and kits primarily comprised of such accessories for use withsuch devices, namely, tubing cassettes, and bloodlines

Grounds for Opposition

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

U.S. Registration No.	1384137	Application Date	02/28/1985
Registration Date	02/25/1986	Foreign Priority Date	NONE
Word Mark	SAM		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 010. First use: First Use: 1985/02/21 First Use In Commerce: 1985/02/21 ORTHOPEDIC EMERGENCY MEDICAL SPLINTS, FOR USE ON EXTERNAL LIMBS AND PARTS OF THE BODY		

U.S. Registration No.	2965844	Application Date	10/27/2003
Registration Date	07/12/2005	Foreign Priority Date	NONE
Word Mark	SAM		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 005. First use: First Use: 2003/09/26 First Use In Commerce: 2003/09/26 BANDAGES FOR RELIEVING SKIN FRICTION INTHE NATURE OF A THIN FILM OF ADHESIVE BACKED POLETHYLENE OR POLYURETHANE		

	Class 010. First use: First Use: 2003/04/10 First Use In Commerce: 2003/04/10 MEDICAL DEVICES, NAMELY DEVICES FOR IMMOBILIZATION OF PELVIC FRACTURES
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U.S. Registration No.	3028629	Application Date	11/02/2004
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Registration Date	12/13/2005	Foreign Priority Date	NONE
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Word Mark	SAM MEDICAL PRODUCTS		
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Design Mark			
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Description of Mark	NONE		
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Goods/Services	<p>Class 005. First use: First Use: 2004/09/16 First Use In Commerce: 2004/09/16 Adhesive bandages for relieving skin friction</p> <p>Class 010. First use: First Use: 2004/09/16 First Use In Commerce: 2004/09/16 Medical products, namely, orthopedic splints; devices for immobilization of pelvic fractures, namely, circumferential belts incorporating precision tension-regulating buckles that stabilize and reduce pelvic fractures; forearm orthoses; ankle orthoses; medical ankle braces; medical forearm braces</p> <p>Class 016. First use: First Use: 2004/09/16 First Use In Commerce: 2004/09/16 [Printed matter, namely, printed notepads and interview guides for use by medical emergency care providers in assessing patient status]</p>		
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U.S. Registration No.	3031935	Application Date	10/18/2004
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Registration Date	12/20/2005	Foreign Priority Date	NONE
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Word Mark	SAM SPLINT II		
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Design Mark	<h1>SAM SPLINT II</h1>		
Description of Mark	NONE		
Goods/Services	Class 010. First use: First Use: 2004/06/01 First Use In Commerce: 2004/06/01 orthopedic splints		

U.S. Registration No.	4511807	Application Date	11/20/2012
Registration Date	04/08/2014	Foreign Priority Date	NONE
Word Mark	CHITO-SAM		
Design Mark	<h1>Chito-SAM</h1>		
Description of Mark	NONE		
Goods/Services	Class 005. First use: First Use: 2013/07/01 First Use In Commerce: 2013/07/01 Dressings for wound care and treatment;Pharmaceutical preparations for wounds		

Attachments	76560138#TMSN.png(bytes) 78510189#TMSN.png(bytes) 78501556#TMSN.png(bytes) 85784582#TMSN.png(bytes) Consolidated Notice of Opposition.pdf(111647 bytes) Exhibit A.pdf(120427 bytes) Exhibit B.pdf(617486 bytes)
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Signature	/michael a cohen/
Name	Michael A. Cohen
Date	11/10/2017

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

In the Matter of Trademark Application Serial Nos. 87/104,276 and 87/104,282
For the Marks: SAM and S.A.M
Published in the *Official Gazette* on November 7, 2017

The Seaberg Company, Inc. d/b/a SAM)	
Medical,)	
)	
)	
Opposer,)	Opposition No. _____
)	
v.)	
)	
Spectral Medical Inc.,)	
)	
Applicant.)	

CONSOLIDATED NOTICE OF OPPOSITION

The Seaberg Company, Inc. d/b/a SAM Medical (“Opposer”) believes it will be damaged by registration of the mark SAM depicted in U.S. Application Serial No. 87/104,276 and the mark S.A.M depicted in U.S. Serial No. 87/104,282, as published in the *Official Gazette* on November 7, 2017 (collectively, the “Opposed Marks”). Opposer therefore opposes registration of said marks. The grounds for opposition are as follows:

1. Opposer is a corporation duly organized under the laws of the State of Oregon, with its principal place of business located at 27350 SW 95th Avenue, Suite 3038, Wilsonville, Oregon 97070, United States of America.
2. On information and belief, Spectral Medical Inc. (“Applicant”) is a corporation duly organized under the laws of Ontario, Canada, with an address at 135 The West Mall, Unit 2, Toronto, Ontario M9C1C2, Canada.

3. On or about July 14, 2016, Applicant filed U.S. Application Serial Nos. 87/104,276 and 87/104,282 (the “Opposed Applications”), seeking to register the Opposed Marks under Sections 1(b) and 44(d) for “Medical devices, namely, extracorporeal blood processing and circulation devices for hemoperfusion, hemofiltration, hemodialysis, plasmapheresis, chronic renal replacement therapy and other fluid dialyses; accessories and kits primarily comprised of such accessories for use with such devices, namely, tubing cassettes, and bloodlines” in Class 10. True and correct copies of the TSDR status pages for the Opposed Applications are attached hereto as Exhibit A and incorporated herein by reference.

4. Opposer is the owner of numerous valid and subsisting federal trademark applications and registrations for, and owns common law rights in unregistered versions of, marks that prominently feature the term “SAM” (collectively, the “SAM Marks”), the earliest of which claims a first use in commerce date of February 21, 1985, and the majority of which have obtained incontestable status. The SAM Marks are as follows:

Mark	Status	International Class(es)	Application Date Registration Date	Application No. Registration No.
SAM	Registered	10	February 28, 1985 February 25, 1986	73/524,548 1,384,137
SAM	Registered	5, 10	October 27, 2003 July 12, 2005	76/560,138 2,965,844
SAM MEDICAL PRODUCTS	Registered	5, 10	November 2, 2004 December 13, 2005	78/510,189 3,028,629
SAM SPLINT II	Registered	10	October 18, 2004 December 20, 2005	78/501,556 3,031,935

CHITO-SAM	Registered	5	November 20, 2012 April 8, 2014	85/784,582 4,511,807
SAM MEDICAL	Common Law	--	--	--

True and correct copies of the TSDR status pages and registration certificates for the SAM Marks are attached hereto as Exhibit B and incorporated herein by reference.

5. As a result of Opposer's long-term, extensive, continuous, and substantially exclusive use of the SAM Marks, the amount, volume and geographic extent of products sold under the SAM Marks, and the degree to which consumers recognize the SAM Marks in the marketplace, the SAM Marks have come to distinguish the source of Opposer's goods. Accordingly, a significant portion of consumers have come to associate the SAM Marks with a single source.

6. Opposer has used the mark SAM (by itself or together with other wording) in commerce continuously since at least as early as February 21, 1985, which is well before the June 14, 2016, priority date claimed in the Opposed Applications. Opposer's use of the SAM Marks in connection with bandages, dressings and preparations for wounds, devices for mobilizing fractures, orthopedic splints, and related medical devices and products is substantially exclusive, and Opposer has not abandoned the SAM Marks.

7. The Opposed Marks are confusingly similar to the SAM Marks due to the identical nature of the parties' marks (or the dominant portion thereof) in sight, sound, meaning, and commercial impression, and the closely related nature of the goods sold (or to be sold) under the marks. Accordingly, consumers of the parties' respective goods who encounter the parties' marks in the marketplace are likely to mistakenly believe that Applicant's goods originate from

Opposer, or *vice versa*. At a minimum, such consumers are likely to be confused as to whether Applicant and/or its goods are connected to, affiliated with, sponsored by, endorsed by, or associated with Opposer, or *vice versa*.

8. The Opposed Marks are confusingly similar to the SAM Marks (or the dominant portion thereof) insofar as the marks contain or consist of the identical term “SAM”. Indeed, the Opposed Marks SAM and S.A.M are legally identical to the term “SAM” in the SAM Marks, causing the marks to look the same, sound the same, have the same meaning, and create the same commercial impression. The fact that the letters “S” and “A” and “M” in the Opposed Mark S.A.M are separated by a period does not distinguish Applicant’s mark from the SAM Marks or avoid a likelihood of consumer confusion. Indeed, consumers seeing or hearing the Opposed Mark S.A.M will perceive the mark as being identical to the term “SAM” in the SAM Marks, making confusion between the marks highly likely.

9. The goods sold (or to be sold) under the Opposed Marks are also closely related to the goods sold by Opposer under its SAM Marks. As noted above, Applicant uses (or has an intent to use) the Opposed Marks in connection with “Medical devices, namely, extracorporeal blood processing and circulation devices . . . accessories and kits primarily comprised of such accessories for use with such devices, namely, tubing cassettes, and bloodlines” in Class 10. *See* Exhibit A. The goods sold by Opposer under the SAM Marks likewise include a variety of medical devices and products used to control or stop bleeding and treat other injuries, including “bandages,” “adhesive bandages,” “Dressings for wound care and treatment; Pharmaceutical preparations for wounds,” “orthopedic emergency medical splints,” and “orthopedic splints” in Classes 5 and 10. *See* Exhibit B.

10. On information and belief, the goods sold (or to be sold) under the Opposed Marks are relatively inexpensive goods.

11. Due to the closely-related nature of the blood-control devices used to treat patients sold (or to be sold) by Applicant under the Opposed Marks and the blood and injury-control devices used to treat patients sold by Opposer under the SAM Marks, and because the Opposed Marks' identification of goods contain no restrictions as to Applicant's intended customers and/or trade and marketing channels, on information and belief, Applicant's goods are likely to be advertised, promoted, and sold in the same channels of trade and to the same classes of consumers as those in which the goods sold by Opposer under the SAM Marks are advertised, promoted, and sold. Specifically, both Applicant's goods and Opposer's goods are related to the management and control of blood and are (or will be) sold directly to hospitals, medical facilities and clinics, and used to treat patients in hospital, pre-hospital and clinical settings. Accordingly, users and customers of both Applicant's goods and Opposer's goods are likely to encounter the parties' respective products in the same settings and, as a result of being branded with the identical mark, assume that such products emanate from the same source.

12. Opposer believes it will be damaged by the registration of the Opposed Marks because the marks falsely suggest a connection or association between Applicant and Opposer in violation of 15 U.S.C. § 1125(a), and prospective and actual customers of the goods manufactured and sold by Applicant will likely believe that such goods emanate from or are in some way associated or affiliated with Opposer, or *vice versa*. Any confusion between Opposer's and Applicant's products would mislead distributors, wholesalers, retailers, and consumers and could damage the reputation of Opposer and its products.

13. The grant of registration to Applicant of the Opposed Marks would further create statutory rights in Applicant in violation and derogation of the established prior rights of Opposer in its SAM Marks in violation of 15 U.S.C. § 1052(d), resulting in harm, detriment, and damage to Opposer.

14. For the foregoing reasons, Opposer believes that registration of the Opposed Marks will cause consumer confusion as to source, as well as serious damage to Opposer, who has a demonstrated priority in the SAM Marks.

WHEREFORE, Opposer prays that this opposition be sustained and that registration of U.S. Application Serial Nos. 87/104,276 and 87/104,282 be denied.

DATED: November 10, 2017

Respectfully submitted,

/s/ Michael A. Cohen
Michael A. Cohen, Esq.
Alexandra J. Bodnar, Esq.
Schwabe, Williamson & Wyatt, P.C.
1211 S.W. Fifth Avenue, Suite 1900
Portland, OR 97204
Telephone (503) 222-9981
Fax (503) 796-2900

Of Attorneys for The Seaberg Company,
Inc. d/b/a SAM Medical

Generated on: This page was generated by TSDR on 2017-11-08 15:19:09 EST

Mark: SAM

SAM

US Serial Number: 87104276

Application Filing Date: Jul. 14, 2016

Filed as TEAS RF: Yes

Currently TEAS RF: Yes

Register: Principal

Mark Type: Trademark

Status: Application has been published for opposition. The opposition period begins on the date of publication.

Status Date: Nov. 07, 2017

Publication Date: Nov. 07, 2017

Mark Information

Mark Literal Elements: SAM

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

Foreign Information

Priority Claimed: Yes

Foreign Application Number: 1786945

Foreign Application Filing Date: Jun. 14, 2016

Foreign Application/Registration Country: CANADA

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: Medical devices, namely, extracorporeal blood processing and circulation devices for hemoperfusion, hemofiltration, hemodialysis, plasmapheresis, chronic renal replacement therapy and other fluid dialyses; accessories and kits primarily comprised of such accessories for use with such devices, namely, tubing cassettes, and bloodlines

International Class(es): 010 - Primary Class

U.S Class(es): 026, 039, 044

Class Status: ACTIVE

Basis: 1(b)

Basis Information (Case Level)

Filed Use: No

Currently Use: No

Amended Use: No

Filed ITU: Yes

Currently ITU: Yes

Amended ITU: No

Filed 44D: Yes

Currently 44D: No

Amended 44D: No

Filed 44E: No

Currently 44E: No

Amended 44E: No

Filed 66A: No

Currently 66A: No

Filed No Basis: No

Currently No Basis: No

Current Owner(s) Information

Owner Name: Spectral Medical Inc.

Owner Address: 135 The West Mall, Unit 2
Toronto, Ontario M9C1C2
CANADA

Legal Entity Type: corporation of Ontario

State or Country Where Organized: CANADA

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Tracy L. Deutmeyer

Attorney Primary Email Address: trademark@mcgrathnorth.com

Attorney Email Authorized: Yes

Correspondent

Correspondent Name/Address: TRACY L. DEUTMEYER
MCGRATH NORTH MULLIN & KRATZ, PC LLO
1601 DODGE STREET, SUITE 3700
OMAHA, NEBRASKA 68102
UNITED STATES

Phone: (402) 341-3070

Correspondent e-mail: trademark@mcgrathnorth.com

Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Nov. 07, 2017	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Nov. 07, 2017	PUBLISHED FOR OPPOSITION	
Oct. 18, 2017	NOTIFICATION OF NOTICE OF PUBLICATION E-MAILED	
Oct. 03, 2017	LAW OFFICE PUBLICATION REVIEW COMPLETED	70633
Oct. 02, 2017	APPROVED FOR PUB - PRINCIPAL REGISTER	
Sep. 25, 2017	TEAS/EMAIL CORRESPONDENCE ENTERED	70633
Sep. 25, 2017	CORRESPONDENCE RECEIVED IN LAW OFFICE	70633
Sep. 21, 2017	ASSIGNED TO LIE	70633
Sep. 14, 2017	TEAS RESPONSE TO SUSPENSION INQUIRY RECEIVED	
Apr. 26, 2017	NOTIFICATION OF INQUIRY AS TO SUSPENSION E-MAILED	
Apr. 26, 2017	INQUIRY TO SUSPENSION E-MAILED	
Apr. 26, 2017	SUSPENSION INQUIRY WRITTEN	86331
Oct. 26, 2016	NOTIFICATION OF LETTER OF SUSPENSION E-MAILED	6332
Oct. 26, 2016	LETTER OF SUSPENSION E-MAILED	6332
Oct. 26, 2016	SUSPENSION LETTER WRITTEN	86331
Oct. 25, 2016	LETTER OF PROTEST EVIDENCE REVIEWED-NO FURTHER ACTION TAKEN	86331
Oct. 25, 2016	ASSIGNED TO EXAMINER	86331
Sep. 29, 2016	LETTER OF PROTEST ACCEPTED	
Jul. 20, 2016	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Jul. 18, 2016	NEW APPLICATION ENTERED IN TRAM	

TM Staff and Location Information

TM Staff Information

TM Attorney: LEASER, ANDREW C

Law Office Assigned: LAW OFFICE 117

File Location

Current Location: PUBLICATION AND ISSUE SECTION

Date in Location: Oct. 03, 2017

Generated on: This page was generated by TSDR on 2017-11-08 15:20:04 EST

Mark: S.A.M

S.A.M

US Serial Number: 87104282

Application Filing Date: Jul. 14, 2016

Filed as TEAS RF: Yes

Currently TEAS RF: Yes

Register: Principal

Mark Type: Trademark

Status: Application has been published for opposition. The opposition period begins on the date of publication.

Status Date: Nov. 07, 2017

Publication Date: Nov. 07, 2017

Mark Information

Mark Literal Elements: S.A.M

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

Foreign Information

Priority Claimed: Yes

Foreign Application Number: 1786944

Foreign Application Filing Date: Jun. 14, 2016

Foreign Application/Registration Country: CANADA

Goods and Services

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

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- 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.

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International Class(es): 010 - Primary Class

U.S Class(es): 026, 039, 044

Class Status: ACTIVE

Basis: 1(b)

Basis Information (Case Level)

Filed Use: No

Currently Use: No

Amended Use: No

Filed ITU: Yes

Currently ITU: Yes

Amended ITU: No

Filed 44D: Yes

Currently 44D: No

Amended 44D: No

Filed 44E: No

Currently 44E: No

Amended 44E: No

Filed 66A: No

Currently 66A: No

Filed No Basis: No

Currently No Basis: No

Current Owner(s) Information

Owner Name: Spectral Medical Inc.

Owner Address: 135 The West Mall, Unit 2
Toronto, Ontario M9C1C2
CANADA

Legal Entity Type: corporation of Ontario

State or Country Where Organized: CANADA

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Tracy L. Deutmeyer

Attorney Primary Email Address: trademark@mcgrathnorth.com

Attorney Email Authorized: Yes

Correspondent

Correspondent Name/Address: TRACY L. DEUTMEYER
MCGRATH NORTH MULLIN & KRATZ, PC LLO
1601 DODGE STREET, SUITE 3700
OMAHA, NEBRASKA 68102
UNITED STATES

Phone: (402) 341-3070

Correspondent e-mail: trademark@mcgrathnorth.com

Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Nov. 07, 2017	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Nov. 07, 2017	PUBLISHED FOR OPPOSITION	
Oct. 18, 2017	NOTIFICATION OF NOTICE OF PUBLICATION E-MAILED	
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Sep. 21, 2017	ASSIGNED TO LIE	70633
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Oct. 25, 2016	LETTER OF PROTEST EVIDENCE REVIEWED-NO FURTHER ACTION TAKEN	86331
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Sep. 28, 2016	LETTER OF PROTEST ACCEPTED	
Jul. 21, 2016	NOTICE OF PSEUDO MARK E-MAILED	
Jul. 20, 2016	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Jul. 18, 2016	NEW APPLICATION ENTERED IN TRAM	

TM Staff and Location Information

TM Staff Information

TM Attorney: LEASER, ANDREW C

Law Office Assigned: LAW OFFICE 117

File Location

Current Location: PUBLICATION AND ISSUE SECTION

Date in Location: Oct. 03, 2017

Generated on: This page was generated by TSDR on 2017-11-08 15:09:17 EST

Mark: SAM

US Serial Number: 73524548

Application Filing Date: Feb. 28, 1985

US Registration Number: 1384137

Registration Date: Feb. 25, 1986

Register: Principal

Mark Type: Trademark

Status: The registration has been renewed.

Status Date: Apr. 27, 2016

Publication Date: Dec. 03, 1985

Mark Information

Mark Literal Elements: SAM

Standard Character Claim: No

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

Related Properties Information

International Registration Number: 1109328,

International Application(s) /Registration(s) Based on this Property: A0028010/1109328, A0027971

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: ORTHOPEDIC EMERGENCY MEDICAL SPLINTS, FOR USE ON EXTERNAL LIMBS AND PARTS OF THE BODY

International Class(es): 010 - Primary Class

U.S Class(es): 044

Class Status: ACTIVE

Basis: 1(a)

First Use: Feb. 21, 1985

Use in Commerce: Feb. 21, 1985

Basis Information (Case Level)

Filed Use: Yes

Currently Use: Yes

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: No	Currently 66A: No	
Filed No Basis: No	Currently No Basis: No	

Current Owner(s) Information

Owner Name: SEABERG COMPANY, INC., THE
Owner Address: 27350 SW 95th Ave., Suite 3038
Wilsonville, OREGON 97070
UNITED STATES
Legal Entity Type: CORPORATION
State or Country Where Organized: OREGON

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Michael A. Cohen
Attorney Primary Email Address: trademarks@schwabe.com
Docket Number: 127121216027
Attorney Email Authorized: Yes

Correspondent

Correspondent Name/Address: Michael A. Cohen
Schwabe, Williamson & Wyatt, P.C.
1211 SW 5th Avenue, Suite 1500
Portland, OREGON 97204
UNITED STATES
Phone: 5032229981
Fax: 5037962900
Correspondent e-mail: trademarks@schwabe.com
Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Nov. 17, 2016	ATTORNEY/DOM.REP.REVOKED AND/OR APPOINTED	
Nov. 17, 2016	TEAS REVOKE/APP/CHANGE ADDR OF ATTY/DOM REP RECEIVED	
Apr. 27, 2016	NOTICE OF ACCEPTANCE OF SEC. 8 & 9 - E-MAILED	
Apr. 27, 2016	REGISTERED AND RENEWED (SECOND RENEWAL - 10 YRS)	69471
Apr. 27, 2016	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	69471
Apr. 27, 2016	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	69471
Feb. 19, 2016	TEAS SECTION 8 & 9 RECEIVED	
Feb. 25, 2015	COURTESY REMINDER - SEC. 8 (10-YR)/SEC. 9 E-MAILED	
Apr. 03, 2013	ATTORNEY/DOM.REP.REVOKED AND/OR APPOINTED	
Apr. 03, 2013	TEAS REVOKE/APP/CHANGE ADDR OF ATTY/DOM REP RECEIVED	
Mar. 19, 2012	APPLICANT/CORRESPONDENCE CHANGES (NON-RESPONSIVE) ENTERED	88888
Mar. 19, 2012	TEAS CHANGE OF OWNER ADDRESS RECEIVED	
Jun. 06, 2008	CASE FILE IN TICRS	
Jul. 09, 2006	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	75184
Jul. 09, 2006	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	
Jul. 09, 2006	ASSIGNED TO PARALEGAL	75184
Jan. 04, 2006	TEAS SECTION 8 & 9 RECEIVED	
Mar. 18, 2005	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Feb. 18, 2005	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Feb. 18, 1992	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	
Dec. 13, 1991	RESPONSE RECEIVED TO POST REG. ACTION	
Dec. 02, 1991	POST REGISTRATION ACTION MAILED - SEC. 8 & 15	

Jun. 17, 1991 REGISTERED - SEC. 8 (6-YR) & SEC. 15 FILED
 Feb. 25, 1986 REGISTERED-PRINCIPAL REGISTER
 Dec. 03, 1985 PUBLISHED FOR OPPOSITION
 Nov. 03, 1985 NOTICE OF PUBLICATION
 Oct. 08, 1985 APPROVED FOR PUB - PRINCIPAL REGISTER
 Sep. 30, 1985 CORRESPONDENCE RECEIVED IN LAW OFFICE
 May 21, 1985 NON-FINAL ACTION MAILED
 May 09, 1985 ASSIGNED TO EXAMINER

Maintenance Filings or Post Registration Information

Affidavit of Continued Use: Section 8 - Accepted

Affidavit of Incontestability: Section 15 - Accepted

Renewal Date: Feb. 25, 2016

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: GENERIC WEB UPDATE

Date in Location: Apr. 27, 2016

Assignment Abstract Of Title Information

Summary

Total Assignments: 2

Registrant: SEABERG & DAUGHTERS, INC.

Assignment 1 of 2

Conveyance: ASSIGNS THE ENTIRE INTEREST AND THE GOODWILL

Reel/Frame: [0637/0300](#)

Pages: 1

Date Recorded: Feb. 13, 1989

Supporting Documents: No Supporting Documents Available

Assignor

Name: [SEABERG & DAUGHTERS, INC.](#)

Execution Date: Feb. 01, 1989

Legal Entity Type: CORPORATION

State or Country Where Organized: OREGON

Assignee

Name: [SEABERG COMPANY, INC.](#)

Legal Entity Type: CORPORATION

State or Country Where Organized: OREGON

Address: NEWPORT INDUSTRIAL PARK, NO. 2
 FERRYSLIP ROAD, BOX 734
 SOUTH BEACH, OREGON 97366

Correspondent

Correspondent Name: THE SEABERG COMPANY, INC.

Correspondent Address: NEWPORT INDUSTRIAL PARK NO. 2
 FERRYSLIP ROAD
 BOX 734
 SOUTH BEACH, OREGON 97366

Domestic Representative - Not Found

Assignment 2 of 2

Conveyance: ASSIGNS THE ENTIRE INTEREST AND THE GOODWILL

Reel/Frame: [0836/0325](#)

Pages: 1

Date Recorded: Feb. 13, 1989

Supporting Documents: No Supporting Documents Available

Assignor

Name: [SEABERG & DAUGHTERS, INC.](#) **Execution Date:** Feb. 01, 1989
Legal Entity Type: CORPORATION **State or Country Where Organized:** OREGON

Assignee

Name: [SEABERG COMPANY, THE](#)
Legal Entity Type: CORPORATION **State or Country Where Organized:** OREGON
Address: NEWPORT INDUSTRIAL PARK NO. 2 FERRYSLIP ROAD
P.O. BOX 734
SOUTH BEACH, OREGON

Correspondent

Correspondent Name: DONALD B. HASLETT
Correspondent Address: CHERNOFF, M VILHAUER, MCCLUNG & STENZEL
600 BENJAMIN FRANKLIN PLAZA
ONE S. W. COLUMBIA
PORTLAND, OREGON 97258

Domestic Representative - Not Found

Int. Cl.: 10

Prior U.S. Cl.: 44

United States Patent and Trademark Office **Reg. No. 1,384,137**
Registered Feb. 25, 1986

**TRADEMARK
PRINCIPAL REGISTER**

SAM

SEABERG & DAUGHTERS, INC. (OREGON
CORPORATION)
2930 WEST DEVILS LAKE ROAD
LINCOLN CITY, OR 97367

LIMBS AND PARTS OF THE BODY, IN CLASS
10 (U.S. CL. 44).
FIRST USE 2-21-1985; IN COMMERCE
2-21-1985.

FOR: ORTHOPEDIC EMERGENCY MEDI-
CAL SPLINTS, FOR USE ON EXTERNAL

SER. NO. 524,548, FILED 2-28-1985.

LARRY BAUMAN, EXAMINING ATTORNEY

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Mark: SAM

SAM

US Serial Number: 76560138

Application Filing Date: Oct. 27, 2003

US Registration Number: 2965844

Registration Date: Jul. 12, 2005

Register: Principal

Mark Type: Trademark

TM5 Common Status Descriptor:



LIVE/REGISTRATION/Issued and Active

The trademark application has been registered with the Office.

Status: The registration has been renewed.

Status Date: Jul. 31, 2015

Publication Date: Apr. 19, 2005

Mark Information

Mark Literal Elements: SAM

Standard Character Claim: No

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

Related Properties Information

Claimed Ownership of US Registrations: 1384137, 2287654

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: BANDAGES FOR RELIEVING SKIN FRICTION IN THE NATURE OF A THIN FILM OF ADHESIVE BACKED POLETHYLENE OR POLYURETHANE

International Class(es): 005 - Primary Class

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

Class Status: ACTIVE

Basis: 1(a)

First Use: Sep. 26, 2003

Use in Commerce: Sep. 26, 2003

For: MEDICAL DEVICES, NAMELY DEVICES FOR IMMOBILIZATION OF PELVIC FRACTURES

International Class(es): 010 - Primary Class

U.S Class(es): 026, 039, 044

Class Status: ACTIVE

Basis: 1(a)

First Use: Apr. 10, 2003

Use in Commerce: Apr. 10, 2003

Basis Information (Case Level)

Filed Use: Yes	Currently Use: Yes	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: No	Currently 66A: No	
Filed No Basis: No	Currently No Basis: No	

Current Owner(s) Information

Owner Name: SEABERG COMPANY, INC., THE
DBA, AKA, Formerly: DBA SAM MEDICAL PRODUCTS
Owner Address: 27350 SW 95th Avenue, Suite 3038
Wilsonville, OREGON UNITED STATES 97070
Legal Entity Type: CORPORATION
State or Country Where Organized: OREGON

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Michael A. Cohen
Attorney Primary Email Address: trademarks@schwabe.com
Docket Number: 127121216027
Attorney Email Authorized: Yes

Correspondent

Correspondent Name/Address: Michael A. Cohen
Schwabe, Williamson & Wyatt, P.C.
1211 SW 5th Avenue, Suite 1500
Portland, OREGON UNITED STATES 97204
Phone: 5032229981
Fax: 5037962900
Correspondent e-mail: trademarks@schwabe.com
Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Nov. 17, 2016	ATTORNEY/DOM.REP.REVOKED AND/OR APPOINTED	
Nov. 17, 2016	TEAS REVOKE/APP/CHANGE ADDR OF ATTY/DOM REP RECEIVED	
Jul. 31, 2015	NOTICE OF ACCEPTANCE OF SEC. 8 & 9 - E-MAILED	
Jul. 31, 2015	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	77315
Jul. 31, 2015	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	77315
Jul. 31, 2015	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	77315
Jul. 09, 2015	TEAS SECTION 8 & 9 RECEIVED	
Nov. 12, 2010	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	77315
Nov. 12, 2010	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	77315
Oct. 29, 2010	TEAS SECTION 8 & 15 RECEIVED	
Apr. 07, 2010	SEC 7 REQUEST FILED	59136
Apr. 13, 2010	REVIEW OF CORRESPONDENCE COMPLETE	59136
Apr. 13, 2010	CERTIFICATE OF CORRECTION ISSUED	59136
Apr. 08, 2010	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	59136
Apr. 07, 2010	TEAS SECTION 7 REQUEST RECEIVED	
Mar. 11, 2009	ATTORNEY/DOM.REP.REVOKED AND/OR APPOINTED	
Mar. 11, 2009	TEAS REVOKE/APP/CHANGE ADDR OF ATTY/DOM REP RECEIVED	
Jan. 04, 2007	TEAS CHANGE OF CORRESPONDENCE RECEIVED	

Jan. 03, 2007	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Jul. 12, 2005	REGISTERED-PRINCIPAL REGISTER	
Apr. 19, 2005	PUBLISHED FOR OPPOSITION	
Mar. 30, 2005	NOTICE OF PUBLICATION	
Mar. 18, 2005	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Feb. 17, 2005	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Jan. 14, 2005	LAW OFFICE PUBLICATION REVIEW COMPLETED	78145
Jan. 14, 2005	ASSIGNED TO LIE	78145
Dec. 21, 2004	APPROVED FOR PUB - PRINCIPAL REGISTER	
Dec. 17, 2004	AMENDMENT FROM APPLICANT ENTERED	73793
Dec. 06, 2004	CORRESPONDENCE RECEIVED IN LAW OFFICE	73793
Dec. 06, 2004	PAPER RECEIVED	
May 27, 2004	NON-FINAL ACTION MAILED	
May 12, 2004	ASSIGNED TO EXAMINER	72617
Dec. 10, 2003	NEW APPLICATION ENTERED IN TRAM	

Maintenance Filings or Post Registration Information

Affidavit of Continued Use: Section 8 - Accepted

Affidavit of Incontestability: Section 15 - Accepted

Renewal Date: Jul. 12, 2015

Change in Registration: Yes

Correction made to Registration: In the statement, column 1, line 1, after INC., "THE" should be inserted. In the statement, column 1, lines 3 and 4 should be deleted, and, "DBA SAM MEDICAL PRODUCTS, 7409 SW Tech Center Drive, Suite 150, PORTLAND, OR 97223" should be inserted.

TM Staff and Location Information

TM Staff Information - None
File Location

Current Location: GENERIC WEB UPDATE

Date in Location: Jul. 31, 2015

Int. Cls.: 5 and 10

Prior U.S. Cls.: 6, 18, 26, 39, 44, 46, 51 and 52

Reg. No. 2,965,844

United States Patent and Trademark Office

Registered July 12, 2005

TRADEMARK
PRINCIPAL REGISTER

SAM

SEABERG COMPANY, INC. (OREGON CORPORATION)

4909 S. COAST HIGHWAY

NEWPORT, OR 97365

FOR: BANDAGES FOR RELIEVING SKIN FRICTION IN THE NATURE OF A THIN FILM OF ADHESIVE BACKED POLETHYLENE OR POLYUR-ETHANE, IN CLASS 5 (U.S. CLS. 6, 18, 44, 46, 51 AND 52).

FIRST USE 9-26-2003; IN COMMERCE 9-26-2003.

FOR: MEDICAL DEVICES, NAMELY DEVICES FOR IMMOBILIZATION OF PELVIC FRACTURES, IN CLASS 10 (U.S. CLS. 26, 39 AND 44).

FIRST USE 4-10-2003; IN COMMERCE 4-10-2003.

OWNER OF U.S. REG. NOS. 1,384,137 AND 2,287,654.

SER. NO. 76-560,138, FILED 10-27-2003.

TINA L. SNAPP, EXAMINING ATTORNEY

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Mark: SAM MEDICAL PRODUCTS

SAM MEDICAL
PRODUCTS

US Serial Number: 78510189

Application Filing Date: Nov. 02, 2004

US Registration Number: 3028629

Registration Date: Dec. 13, 2005

Register: Principal

Mark Type: Trademark

Status: The registration has been renewed.

Status Date: Feb. 24, 2016

Publication Date: Sep. 20, 2005

Mark Information

Mark Literal Elements: SAM MEDICAL PRODUCTS

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: "MEDICAL PRODUCTS"

Related Properties Information

Claimed Ownership of US Registrations: 1384137, 2287654, 2918142

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: Adhesive bandages for relieving skin friction

International Class(es): 005 - Primary Class

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

Class Status: ACTIVE

Basis: 1(a)

First Use: Sep. 16, 2004

Use in Commerce: Sep. 16, 2004

For: Medical products, namely, orthopedic splints; devices for immobilization of pelvic fractures, namely, circumferential belts incorporating precision tension-regulating buckles that stabilize and reduce pelvic fractures; forearm orthoses; ankle orthoses; medical ankle braces; medical forearm braces

International Class(es): 010 - Primary Class

U.S Class(es): 026, 039, 044

Class Status: ACTIVE

Basis: 1(a)

First Use: Sep. 16, 2004

Use in Commerce: Sep. 16, 2004

For: [Printed matter, namely, printed notepads and interview guides for use by medical emergency care providers in assessing patient

status]

International Class(es): 016 - Primary Class

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

Class Status: SECTION 8 - CANCELLED

Basis: 1(a)

First Use: Sep. 16, 2004

Use in Commerce: Sep. 16, 2004

Basis Information (Case Level)

Filed Use: Yes	Currently Use: Yes	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: No	Currently 66A: No	
Filed No Basis: No	Currently No Basis: No	

Current Owner(s) Information

Owner Name: The Seaberg Company, Inc.

Owner Address: 27350 SW 95th Ave., Suite 3038, Bldg. 30
Wilsonville, OREGON 97070
UNITED STATES

Legal Entity Type: CORPORATION

State or Country Where Organized: OREGON

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Michael A. Cohen

Docket Number: 127121216027

Attorney Primary Email Address: trademarks@schwabe.com

Attorney Email Authorized: Yes

Correspondent

Correspondent Name/Address: Michael A. Cohen
Schwabe, Williamson & Wyatt, P.C.
1211 SW 5th Avenue, Suite 1500
Portland, OREGON 97204
UNITED STATES

Phone: 5032229981

Fax: 5037962900

Correspondent e-mail: trademarks@schwabe.com

Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Nov. 17, 2016	ATTORNEY/DOM.REP.REVOKED AND/OR APPOINTED	
Nov. 17, 2016	TEAS REVOKE/APP/CHANGE ADDR OF ATTY/DOM REP RECEIVED	
Feb. 24, 2016	NOTICE OF ACCEPTANCE OF SEC. 8 - E-MAILED	
Feb. 24, 2016	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	76874
Feb. 24, 2016	REGISTERED - SEC. 9 GRANTED/CHECK RECORD FOR SEC. 8	76874
Feb. 24, 2016	REGISTERED - PARTIAL SEC. 8 (10-YR) ACCEPTED	76874
Feb. 24, 2016	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	76874
Dec. 10, 2015	TEAS SECTION 8 & 9 RECEIVED	
Mar. 16, 2011	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	75461
Mar. 16, 2011	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	75461
Feb. 28, 2011	TEAS SECTION 8 & 15 RECEIVED	
Dec. 13, 2005	REGISTERED-PRINCIPAL REGISTER	

Sep. 20, 2005	PUBLISHED FOR OPPOSITION	
Aug. 31, 2005	NOTICE OF PUBLICATION	
Aug. 05, 2005	LAW OFFICE PUBLICATION REVIEW COMPLETED	69350
Jul. 29, 2005	ASSIGNED TO LIE	69350
Jul. 25, 2005	APPROVED FOR PUB - PRINCIPAL REGISTER	
Jul. 20, 2005	TEAS/EMAIL CORRESPONDENCE ENTERED	69350
Jul. 13, 2005	CORRESPONDENCE RECEIVED IN LAW OFFICE	69350
Jul. 13, 2005	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
May 23, 2005	EXAMINER'S AMENDMENT/PRIORITY ACTION MAILED	
May 23, 2005	EXAMINERS AMENDMENT AND/OR PRIORITY ACTION - COMPLETED	78480
May 19, 2005	ASSIGNED TO EXAMINER	78480
Nov. 10, 2004	NEW APPLICATION ENTERED IN TRAM	

Maintenance Filings or Post Registration Information

Affidavit of Continued Use: Section 8 - Accepted

Affidavit of Incontestability: Section 15 - Accepted

Renewal Date: Dec. 13, 2015

Change in Registration: Yes

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: TMEG LAW OFFICE 102

Date in Location: Feb. 24, 2016

Int. Cls.: 5, 10 and 16

Prior U.S. Cls.: 2, 5, 6, 18, 22, 23, 26, 29, 37, 38, 39, 44,
46, 50, 51 and 52

Reg. No. 3,028,629

United States Patent and Trademark Office

Registered Dec. 13, 2005

TRADEMARK
PRINCIPAL REGISTER

SAM MEDICAL
PRODUCTS

THE SEABERG COMPANY, INC. (OREGON
CORPORATION)
4909 S. COAST HIGHWAY, #245
NEWPORT, OR 97365

FOR: ADHESIVE BANDAGES FOR RELIEVING
SKIN FRICTION, IN CLASS 5 (U.S. CLS. 6, 18, 44, 46,
51 AND 52).

FIRST USE 9-16-2004; IN COMMERCE 9-16-2004.

FOR: MEDICAL PRODUCTS, NAMELY, ORTHO-
PEDIC SPLINTS; DEVICES FOR IMMOBILIZATION
OF PELVIC FRACTURES, NAMELY, CIRCUMFER-
ENTIAL BELTS INCORPORATING PRECISION
TENSION-REGULATING BUCKLES THAT STABI-
LIZE AND REDUCE PELVIC FRACTURES; FORE-
ARM ORTHOSES; ANKLE ORTHOSES; MEDICAL
ANKLE BRACES; MEDICAL FOREARM BRACES,
IN CLASS 10 (U.S. CLS. 26, 39 AND 44).

FIRST USE 9-16-2004; IN COMMERCE 9-16-2004.

FOR: PRINTED MATTER, NAMELY, PRINTED
NOTEPADS AND INTERVIEW GUIDES FOR USE
BY MEDICAL EMERGENCY CARE PROVIDERS IN
ASSESSING PATIENT STATUS, IN CLASS 16 (U.S.
CLS. 2, 5, 22, 23, 29, 37, 38 AND 50).

FIRST USE 9-16-2004; IN COMMERCE 9-16-2004.

THE MARK CONSISTS OF STANDARD CHAR-
ACTERS WITHOUT CLAIM TO ANY PARTICULAR
FONT, STYLE, SIZE, OR COLOR.

OWNER OF U.S. REG. NOS. 1,384,137, 2,287,654,
AND 2,918,142.

NO CLAIM IS MADE TO THE EXCLUSIVE
RIGHT TO USE "MEDICAL PRODUCTS", APART
FROM THE MARK AS SHOWN.

SER. NO. 78-510,189, FILED 11-2-2004.

MICHAEL TANNER, EXAMINING ATTORNEY

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Mark: SAM SPLINT II

SAM SPLINT II

US Serial Number: 78501556

Application Filing Date: Oct. 18, 2004

US Registration Number: 3031935

Registration Date: Dec. 20, 2005

Register: Principal

Mark Type: Trademark

Status: The registration has been renewed.

Status Date: Mar. 01, 2016

Publication Date: Sep. 27, 2005

Mark Information

Mark Literal Elements: SAM SPLINT II

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: "SPLINT"

Related Properties Information

Claimed Ownership of US Registrations: 1384137, 2287654, 2918142

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: orthopedic splints

International Class(es): 010 - Primary Class

U.S Class(es): 026, 039, 044

Class Status: ACTIVE

Basis: 1(a)

First Use: Jun. 01, 2004

Use in Commerce: Jun. 01, 2004

Basis Information (Case Level)

Filed Use: Yes

Currently Use: Yes

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: No

Currently 66A: No

Filed No Basis: No

Currently No Basis: No

Current Owner(s) Information

Owner Name: Seaberg Company, Inc., The

Owner Address: 27350 SW 95th Ave., Suite 3038, Bldg. 30
Wilsonville, OREGON 97070
UNITED STATES

Legal Entity Type: CORPORATION

State or Country Where Organized: OREGON

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Michael A. Cohen

Docket Number: 127121216027

Attorney Primary Email Address: trademarks@schwabe.com

Attorney Email Authorized: Yes

Correspondent

Correspondent Name/Address: Michael A. Cohen
Schwabe, Williamson & Wyatt, P.C.
1211 SW 5th Avenue, Suite 1500
Portland, OREGON 97204
UNITED STATES

Phone: 5032229981

Fax: 5037962900

Correspondent e-mail: trademarks@schwabe.com

Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Nov. 17, 2016	ATTORNEY/DOM.REP.REVOKED AND/OR APPOINTED	
Nov. 17, 2016	TEAS REVOKE/APP/CHANGE ADDR OF ATTY/DOM REP RECEIVED	
Mar. 01, 2016	NOTICE OF ACCEPTANCE OF SEC. 8 & 9 - E-MAILED	
Mar. 01, 2016	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	66607
Mar. 01, 2016	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	66607
Mar. 01, 2016	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	66607
Dec. 16, 2015	TEAS SECTION 8 & 9 RECEIVED	
Mar. 14, 2011	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	70619
Mar. 14, 2011	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	70619
Feb. 23, 2011	TEAS SECTION 8 & 15 RECEIVED	
Dec. 20, 2005	REGISTERED-PRINCIPAL REGISTER	
Sep. 27, 2005	PUBLISHED FOR OPPOSITION	
Sep. 07, 2005	NOTICE OF PUBLICATION	
Jun. 10, 2005	LAW OFFICE PUBLICATION REVIEW COMPLETED	69350
Jun. 03, 2005	ASSIGNED TO LIE	69350
May 31, 2005	APPROVED FOR PUB - PRINCIPAL REGISTER	
May 23, 2005	EXAMINER'S AMENDMENT ENTERED	88888
May 23, 2005	EXAMINER'S AMENDMENT MAILED	
May 20, 2005	EXAMINERS AMENDMENT -WRITTEN	78480
May 19, 2005	ASSIGNED TO EXAMINER	78480
Oct. 26, 2004	NEW APPLICATION ENTERED IN TRAM	

Maintenance Filings or Post Registration Information

Affidavit of Continued Use: Section 8 - Accepted

Affidavit of Incontestability: Section 15 - Accepted

Renewal Date: Dec. 20, 2015

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: GENERIC WEB UPDATE

Date in Location: Mar. 01, 2016

Int. Cl.: 10

Prior U.S. Cls.: 26, 39 and 44

United States Patent and Trademark Office

Reg. No. 3,031,935

Registered Dec. 20, 2005

TRADEMARK
PRINCIPAL REGISTER

SAM SPLINT II

SEABERG COMPANY, INC., THE (OREGON
CORPORATION)
4909 S. COAST HIGHWAY, #245
NEWPORT, OR 97365

FOR: ORTHOPEDIC SPLINTS, IN CLASS 10 (U.S.
CLS. 26, 39 AND 44).

FIRST USE 6-1-2004; IN COMMERCE 6-1-2004.

THE MARK CONSISTS OF STANDARD CHAR-
ACTERS WITHOUT CLAIM TO ANY PARTICULAR
FONT, STYLE, SIZE, OR COLOR.

OWNER OF U.S. REG. NOS. 1,384,137, 2,287,654,
AND 2,918,142.

NO CLAIM IS MADE TO THE EXCLUSIVE
RIGHT TO USE "SPLINT", APART FROM THE
MARK AS SHOWN.

SER. NO. 78-501,556, FILED 10-18-2004.

MICHAEL TANNER, EXAMINING ATTORNEY

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Mark: CHITO-SAM

Chito-SAM

US Serial Number: 85784582

Application Filing Date: Nov. 20, 2012

US Registration Number: 4511807

Registration Date: Apr. 08, 2014

Register: Principal

Mark Type: Trademark

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

Status Date: Apr. 08, 2014

Publication Date: May 21, 2013

Notice of Allowance Date: Jul. 16, 2013

Mark Information

Mark Literal Elements: CHITO-SAM

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

Related Properties Information

Claimed Ownership of US Registrations: 1384137, 2965844, 3028629 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: Dressings for wound care and treatment; Pharmaceutical preparations for wounds

International Class(es): 005 - Primary Class

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

Class Status: ACTIVE

Basis: 1(a)

First Use: Jul. 01, 2013

Use in Commerce: Jul. 01, 2013

Basis Information (Case Level)

Filed Use: No

Currently Use: Yes

Amended Use: No

Filed ITU: Yes

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: No

Currently 66A: No

Filed No Basis: No

Currently No Basis: No

Current Owner(s) Information

Owner Name: The Seaberg Company, Inc.

Owner Address: P.O. Box 3270
Tualatin, OREGON 97062
UNITED STATES

Legal Entity Type: CORPORATION

State or Country Where Organized: OREGON

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Michael A. Cohen

Docket Number: 127121216027

Attorney Primary Email Address: trademarks@schwabe.com

Attorney Email Authorized: Yes

Correspondent

Correspondent Name/Address: Michael A. Cohen
Schwabe, Williamson & Wyatt, P.C.
1211 SW 5th Avenue, Suite 1500
Portland, OREGON 97204
UNITED STATES

Phone: 5032229981

Fax: 5037962900

Correspondent e-mail: trademarks@schwabe.com

Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Nov. 17, 2016	ATTORNEY/DOM.REP.REVOKED AND/OR APPOINTED	
Nov. 17, 2016	TEAS REVOKE/APP/CHANGE ADDR OF ATTY/DOM REP RECEIVED	
Apr. 08, 2014	REGISTERED-PRINCIPAL REGISTER	
Mar. 04, 2014	NOTICE OF ACCEPTANCE OF STATEMENT OF USE E-MAILED	
Mar. 03, 2014	LAW OFFICE REGISTRATION REVIEW COMPLETED	70997
Feb. 21, 2014	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
Feb. 12, 2014	STATEMENT OF USE PROCESSING COMPLETE	69302
Jan. 09, 2014	USE AMENDMENT FILED	69302
Feb. 09, 2014	CASE ASSIGNED TO INTENT TO USE PARALEGAL	69302
Jan. 09, 2014	TEAS STATEMENT OF USE RECEIVED	
Jul. 16, 2013	NOA E-MAILED - SOU REQUIRED FROM APPLICANT	
May 21, 2013	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
May 21, 2013	PUBLISHED FOR OPPOSITION	
May 01, 2013	NOTIFICATION OF NOTICE OF PUBLICATION E-MAILED	
Apr. 17, 2013	LAW OFFICE PUBLICATION REVIEW COMPLETED	70997
Apr. 17, 2013	ASSIGNED TO LIE	70997
Mar. 25, 2013	APPROVED FOR PUB - PRINCIPAL REGISTER	
Mar. 25, 2013	EXAMINER'S AMENDMENT ENTERED	88888
Mar. 25, 2013	NOTIFICATION OF EXAMINERS AMENDMENT E-MAILED	6328
Mar. 25, 2013	EXAMINERS AMENDMENT E-MAILED	6328
Mar. 25, 2013	EXAMINERS AMENDMENT -WRITTEN	77764
Mar. 15, 2013	NOTIFICATION OF NON-FINAL ACTION E-MAILED	6325
Mar. 15, 2013	NON-FINAL ACTION E-MAILED	6325
Mar. 15, 2013	NON-FINAL ACTION WRITTEN	77764
Mar. 13, 2013	ASSIGNED TO EXAMINER	77764
Nov. 30, 2012	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Nov. 23, 2012	NEW APPLICATION ENTERED IN TRAM	

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: PUBLICATION AND ISSUE SECTION

Date in Location: Mar. 03, 2014

United States of America
United States Patent and Trademark Office

Chito-SAM

Reg. No. 4,511,807

Registered Apr. 8, 2014

Int. Cl.: 5

TRADEMARK

PRINCIPAL REGISTER

THE SEABERG COMPANY, INC. (OREGON CORPORATION)
P.O. BOX 3270
TUALATIN, OR 97062

FOR: DRESSINGS FOR WOUND CARE AND TREATMENT; PHARMACEUTICAL PREPARATIONS FOR WOUNDS, IN CLASS 5 (U.S. CLS. 6, 18, 44, 46, 51 AND 52).

FIRST USE 7-1-2013; IN COMMERCE 7-1-2013.

THE MARK CONSISTS OF STANDARD CHARACTERS WITHOUT CLAIM TO ANY PARTICULAR FONT, STYLE, SIZE, OR COLOR.

OWNER OF U.S. REG. NOS. 1,384,137, 3,028,629, AND OTHERS.

SN 85-784,582, FILED 11-20-2012.

SKYE YOUNG, EXAMINING ATTORNEY



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Patent and Trademark Office