Trademark Trial and Appeal Board Electronic Filing System. <u>http://estta.uspto.gov</u>

ESTTA Tracking number: ESTTA969390

Filing date: 04/25/2019

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

Proceeding	91245127
Party	Defendant Ningbo Panera Lighting Co., Ltd.
Correspondence Address	YANBO QIU ROOM 409 BLDG B3 RESEARCH PARK, #999 YANFAN RD GAOXIN DIS- TRICT NINGBO CITY ZHEJIANG, 315000 CHINA bsu@ideal-idea.com no phone number provided
Submission	Answer
Filer's Name	YANBO QIU
Filer's email	bsu@ideal-idea.com
Signature	/YANBO QIU/
Date	04/25/2019
Attachments	Answer to the opposition-No. 87907482.pdf(77159 bytes) PANERA LIGHTING-Catalog-1.pdf(1692015 bytes) PANERA LIGHTING-Catalog-2.pdf(5356662 bytes) PANERA LIGHTING-Catalog-3.pdf(5895281 bytes) PANERA LIGHTING-Catalog-4.pdf(4086856 bytes)

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

In the Matter of Application Serial No. 87907482 for the mark PANERA LIGHTING Published in the Official Gazette on: October 30, 2018

)	
Louis Poulsen A/S)	
Opposer,)	Opposition No. 91245127
٧.)	
Ningbo Panera Lighting Co., Ltd.)	
Applicant.)	
)	

APPLICANT Ningbo Panera Lighting Co., Ltd.'s ANSWER TO Louis Poulsen A/S 's NOTICE OF OPPOSITION

Ningbo Panera Lighting Co., Ltd. ("Applicant") hereby answers the Notice of Opposition("Opposition") against U.S. Trademark Serial No. 87/907,482 of "PANERA LIGHTING" in classes 9 and 11("Subject Trademark") filed by Louis Poulsen A/S("Opposer") as follows:

Applicant answers the below numbered paragraphs of the Opposition as follows:

- 1. Admit. Applicant admits U.S. Trademark Serial No. 87/907,482 speaks for itself.
- 2. Admit. Applicant admits U.S. Trademark Serial No. 87/907,482 speaks for itself.
- 3. Admit. Applicant admits U.S. Trademark Serial No. 87/907,482 speaks for itself.
- 4. Admit. Applicant admits U.S. Trademark Serial No. 87/907,482 speaks for itself.

- 5. Denied. Applicant is without information or knowledge sufficient to form a belief as to the truth or falsity of the allegations of this paragraph of the Opposition, and therefore denies such allegations.
- 6. Admit. Applicant admits the Opposer's U.S. Trademark Registration No. 5102368 speaks for itself.
- 7. Admit. Applicant admits the Opposer's U.S. Trademark Registration No. 5102368 speaks for itself.
- 8. Denied. Applicant is without information or knowledge sufficient to form a belief as to the truth or falsity of the allegations of this paragraph of the Opposition, and therefore denies such allegations.
- 9. Denied. Applicant is without information or knowledge sufficient to form a belief as to the truth or falsity of the allegations of this paragraph of the Opposition, and therefore denies such allegations.
- 10. Admit.
- 11. Denied. Applicant's Subject Trademark is not likely to cause confusion, mistake, or to deceive the purchasing public because the Subject Trademark is not similar to the Opposer's U.S. Trademark Registration No. 5102368 while used under the goods covered by both the Opposer and Applicant's trademarks.
- 12. Denied. The registration of Applicant's Subject Trademark shall not violate the Opposer's trademark rights since the trademarks owned by the two parties are not similar trademarks and no confusion is likely to be made to public.

PRAYER FOR RELIEF

Wherefore, Ningbo Panera Lighting Co., Ltd. prays that Louis Poulsen A/S's Notice of Opposition is denied and rejected in its entirety, and that the opposition is sustained in favor of Applicant and registrations to Applicant are granted.

AFFIRMATIVE DEFENSES

- 1. The trademarks owned by the two parties are not similar, and there is no likelihood of confusion.
- 2. The marks are dissimilar as to appearance, sound, connotation and

commercial impression.

- 3. There is no likelihood of confusion, mistake, or deception between Opposer's trademark and Applicant's trademark.
- 4. There is no likelihood of confusion as to the source of the goods. A reasonable consumer would not be confused as to source.
- 5. There is no evidence of actual confusion, and the evidence submitted in the answer to the opposition shows that the client used the trademark as



"www.paneralighting.com" or "www.paneralighting.com", which is quite different from the

Opposer's trademark.

- 6. Applicant's goods are not distributed or marketed to the same or similar class of purchasers or in the same or similar channels of trade as Opposer.
- 7. Applicant reserves the right to assert and pursue additional affirmative defenses.

Certificate of Service

The undersigned hereby certifies that a copy of this filing has been served upon all parties, at their address of record by Email on this date.

Respectfully submitted,

Date: <u>April 25, 2019</u>

/YANBO QIU/ YANBO QIU

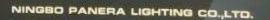
Principle Ningbo Panera Lighting Co., Ltd. ROOM 409 BUILDING B3 RESEARCH PARK, NO 999 YANFAN ROAD GAOXIN DISTRICT, NINGBO CITY ZHEJIANG, 315000, CHINA Email: bsu@ideal-idea.com





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CONSTANT VOLTAGE LED FLEXIBLE RIBBON LIGHT REEL-3528 SINGLE COLON 12VDC, 60LEDS/M, 1528 SMD LED FLEXIBLE REEDON LIGHT

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宁波百立光电有限公司 NINGBO PANERA LIGHTING CO.,LTD.

Andress: No.1 Kingeng Road, Shitang Jakotiny Zoke, Jangnua Village, Sauguar Town, Yischer Dinkick, Ningbo, China J251/5 Tel: + 86-574 5282 3201, 8582 3288 Fait: + 86-574 5282 3219, 8582 3209 E-mail: eff-sameQistaneralighting.com www.paneralighting.com









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Focused on manufacturing of LED Sphilug, Paneta Lighting can serve the costomers consider light volutions for domestic and commercial use.

Paneta Lighting pay much attention to the following decayse factors to successful competition with sustainers.

Quality is alwars the potenty to consider to Paneru-AT the Sightings are produced in our ISO9001 country-system-accredited factors therefore are subject to subject managering quality control procedures. Targeted the worklevide markets, all the Taghting products are manufactured and network according to the contained international applicable.

Innovation is no iess important than any other factors nowaders to stand in the competitive market. Paneta Lighting is becoming one of the pionees comparises in the industry with our cestome-crimical concept, lineovation know-how and creative 860 team.

Price with competitiveness however is always our larget to reach. We devote a great importance to inducing our management costs, production costs, rather than merely seeking the chesarest source of materials or components. Our principle is to provide grout quality products with missonable pices.

Service has became more and more decisive than ever. Panera Lighting has empyed assat from customers because we offer nor sink the high quality products har also the value-added services. We keep in mind that customers need not only a product, in most cases, they need a partner is get developed together. We storm to the customers, solve more feedback, response in 24 hours, definer in partnal time.

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LED STRIP LIGHTS / P01-P34



FREE FOLDABLE LED STRIP LIGHTS



SOMETER WATERPROOF FLEXIBLE LED STRIPS FOR SWIMMING POOL 105-204

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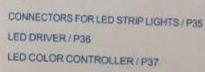
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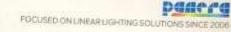
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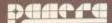
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NINGBO PANERA LIGHTING CO., LTD.

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About Panera Lighting

Hence Lighting is one while promisers of SED lighting manufacturers in China, with over 11 posts equal time specially in the two vellage feature LED strips

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Address No. 1 Xingang Road, Jiangnan Village, Ganquid Town, Halishiu Dastrict, Ningbo, China 315175 Tai: +86-074-82623201 82823208 Fax: +88-674-82623201 82823209 E-mail: eff:yang@calexalghting.com www.panetafighting.com

12 Years Expert on LED Flexible Strips

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About Panera Lighting

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FLEX LED STRIPS FOR ALUMI PROFILE LIGHTING



About Panera Lighting

Present Lighting is a surgery a standard state or state in largest threat consultant is consult and makes reserving our sets area of family (25 right state and other (20) presents.

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Company Philosophy

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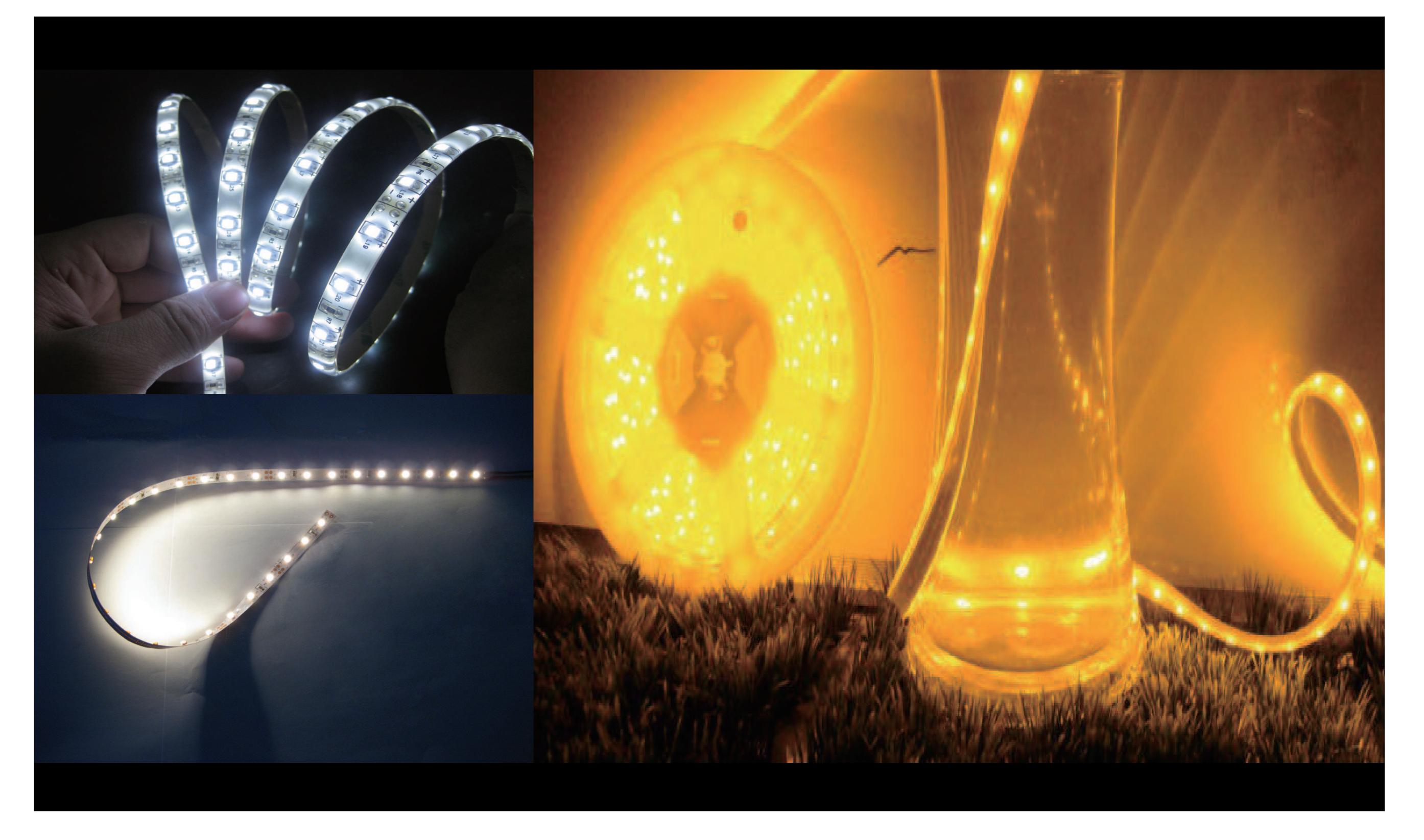
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3528 LED FLEXIBLE RIBBONS-ECO VERSION

3528 ECO VERSION-12V

*12VDC

*120LEDs per meter *600LEDs, 5 meters long *Every 3pcs /2.5cm cuttable *IP20, IP64, IP67 *long lifetime LEDs *Consistent LED bins *3 years warranty

3528 ECO VERSION-12V

*12VDC *30LEDs per meter *300LEDs, 10 meters long *Every 3pcs /10cm cuttable *IP20, IP64, IP67 *long lifetime LEDs *Consistent LED bins *3 years warranty

3528 ECO VERSION-24V:

*24VDC

*60LEDs per meter *360LEDs, 6 meters long *Every 6pcs /10cm cuttable *IP20, IP64, IP67 *long lifetime LEDs *Consistent LED bins *3 years warranty

3528 ECO VERSION-12V

*12VDC *60LEDs per meter *300LEDs, 5 meters long *Every 3pcs /5cm cuttable *IP20, IP64, IP67 *long lifetime LEDs *Consistent LED bins *3 years warranty

3528 ECO VERSION-24V

*24VDC *120LEDs per meter *720LEDs, 6 meters long *Every 6pcs /5cm cuttable *IP20, IP64, IP67 *long lifetime LEDs

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*Consistent LED bins *3 years warranty

3528 ECO VERSION-24V

*24VDC *30LEDs per meter *300LEDs, 10 meters long *Every 6pcs /20cm cuttable *IP20, IP64, IP67 *long lifetime LEDs *Consistent LED bins *3 years warranty

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 ${\bf y}_{i} \in {\bf y}_{i}^{*}$

 $\{ 1, 2 \}$

 $\{ y_i \}_{i=1}^{n-1}$





3528 LED FLEXIBLE RIBBONS-WITH CONSTANT CURRENT CIRCUITS

3528 WITH CONSTANT CURRENT CIRCUITS - 12V

*12VDC *60LEDs per meter *360LEDs, 6 meters long *Every 3pcs /5cm cuttable *IP20, IP64, IP67 *Longlifetime LEDs *Consistent LED bins *Constant current LED circuits, ensure even brightness *high quality products *3 years warranty

3528 WITH CONSTANT CURRENT CIRCUITS -24V

*24VDC *50LEDs per meter *1000LEDs, 20 meters long *Every 5pcs /10cm cuttable *IP20, IP64, IP67 *Longlifetime LEDs *Consistent LED bins *Constant current LED circuits, ensure even brightness *high quality products *3 years warranty





5050 LED FLEXIBLE RIBBONS -ECOVERSION

 $\mathbf{z}_{1},\ldots,\mathbf{z}_{n}$

5050 ECO VERSION - 12V

*12VDC *60LEDs per meter *300LEDs, 5 meters long *Every 3pcs /5cm cuttable *IP20, IP64, IP67 *long lifetime LEDs *Consistent LED bins *3 years warranty

5050 ECO VERSION - 12V

*12VDC *30LEDs per meter *150LEDs, 5 meters long *Every 3pcs /10cm cuttable *IP20, IP64, IP67 *long lifetime LEDs *Consistent LED bins *3 years warranty

5050 ECO VERSION - 24V

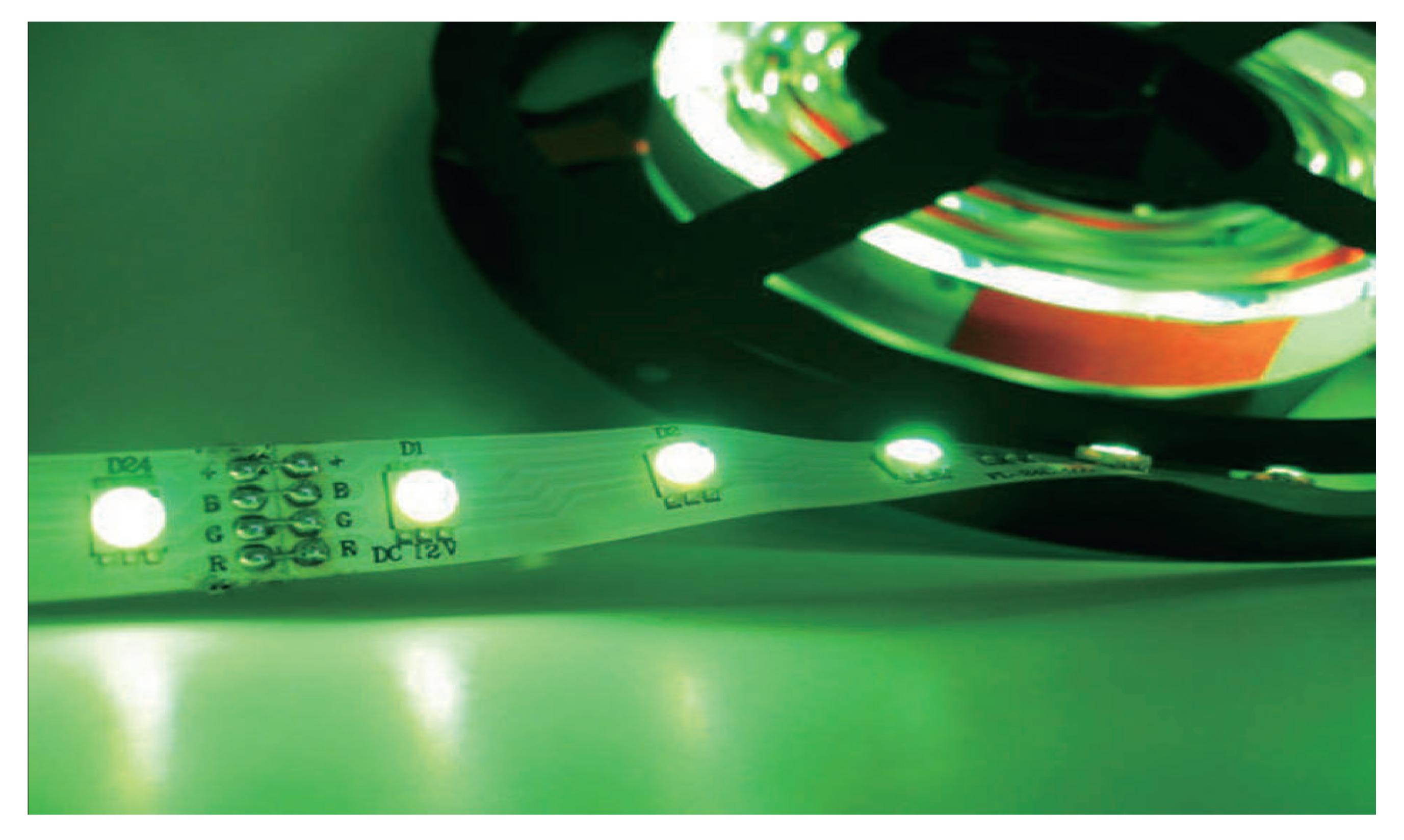
 $\mathbf{z}_{1} = \mathbf{z}_{2}$

*24VDC *66LEDs per meter *330LEDs, 5 meters long *Every 6pcs /9.09cm cuttable *IP20, IP64, IP67 *long lifetime LEDs *Consistent LED bins *3 years warranty

5050 ECO VERSION - 24V

*24VDC *60LEDs per meter *300LEDs, 5 meters long *Every 6pcs /10cm cuttable *IP20, IP64, IP67 *long lifetime LEDs *Consistent LED bins *3 years warranty





5050 LED FLEXIBLE RIBBONS -WITH CONSTANT CURRENT CIRCUITS

5050 WITH CONSTANT CURRENT CIRCUITS - 12V CURRENT CIRCUITS - 24V CURRENT CIRCUITS - 24V

*12VDC

*50LEDs per meter *250LEDs, 5 meters long *Every 3pcs /6cm cuttable *IP20, IP64, IP67 *Longlifetime LEDs *Consistent LED bins *Constant current LED circuits, ensure even brightness *high quality products

*3 years warranty

5050 WITH CONSTANT

*24VDC

*66LEDs per meter *396LEDs, 6 meters long *Every 6pcs /9.09cm cuttable *IP20, IP64, IP67 *Longlifetime LEDs *Consistent LED bins *Constant current LED circuits, ensure even brightness *high quality products *3 years warranty

5050 WITH CONSTANT

*24VDC *50LEDs per meter *300LEDs, 6 meters long *Every 10pcs /20cm cuttable *IP20, IP64, IP67 *Longlifetime LEDs *Consistent LED bins *Constant current LED circuits, ensure even brightness *high quality products *3 years warranty



5050 RGB LED FLEXIBLE RIBBONS -WITH CONSTANT **CURRENT CIRCUITS**

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5050 RGB LED FLEXIBLE RIBBONS -ECO VERSION





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RGB ECO VERSION-12V

*12VDC *60LEDs per meter *180LEDs, 3 meters long *Every 3pcs /5cm cuttable *IP20, IP64, IP67 *long lifetime LEDs *Consistent LED bins *3 years warranty

RGB ECO VERSION-12V

*12VDC *30LEDs per meter *150LEDs, 5 meters long *Every 3pcs /10cm cuttable *IP20, IP64, IP67 *long lifetime LEDs *Consistent LED bins *3 years warranty

RGB ECO VERSION-24V

*24VDC *60LEDs per meter *360LEDs, 6 meters long *Every 6pcs /10cm cuttable *IP20, IP64, IP67 *long lifetime LEDs *Consistent LED bins *3 years warranty

RGB ECO VERSION-24V

*24VDC *48LEDs per meter *240LEDs, 5 meters long *Every 6pcs /12.5cm cuttable *IP20, IP64, IP67 *long lifetime LEDs *Consistent LED bins *3 years warranty

RGB ECO VERSION-24V

*24VDC *30LEDs per meter *180LEDs, 6 meters long *Every 6pcs /20cm cuttable *IP20, IP64, IP67 *long lifetime LEDs

RGB CONSTANT CURRENT CIRCUITS VERSION-12V

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*12VDC *50LEDs per meter *150LEDs, 3 meters long *Every 3pcs /6cm cuttable *IP20, IP64, IP67 *Longlifetime LEDs *Consistent LED bins *Constant current LED circuits, ensure even brightness *high quality products *3 years warranty

RGB CONSTANT CURRENT CIRCUITS VERSION-24V

*24VDC *66LEDs per meter *198LEDs, 3 meters long *Every 6pcs /9.09cm cuttable *IP20, IP64, IP67 *Longlifetime LEDs *Consistent LED bins *Constant current LED circuits, ensure even brightness *high quality products *3 years warranty

RGB CONSTANT CURRENT CIRCUITS VERSION-24V

*24VDC *50LEDs per meter *200LEDs, 4 meters long *Every 10pcs /20cm cuttable *IP20, IP64, IP67 *Longlifetime LEDs

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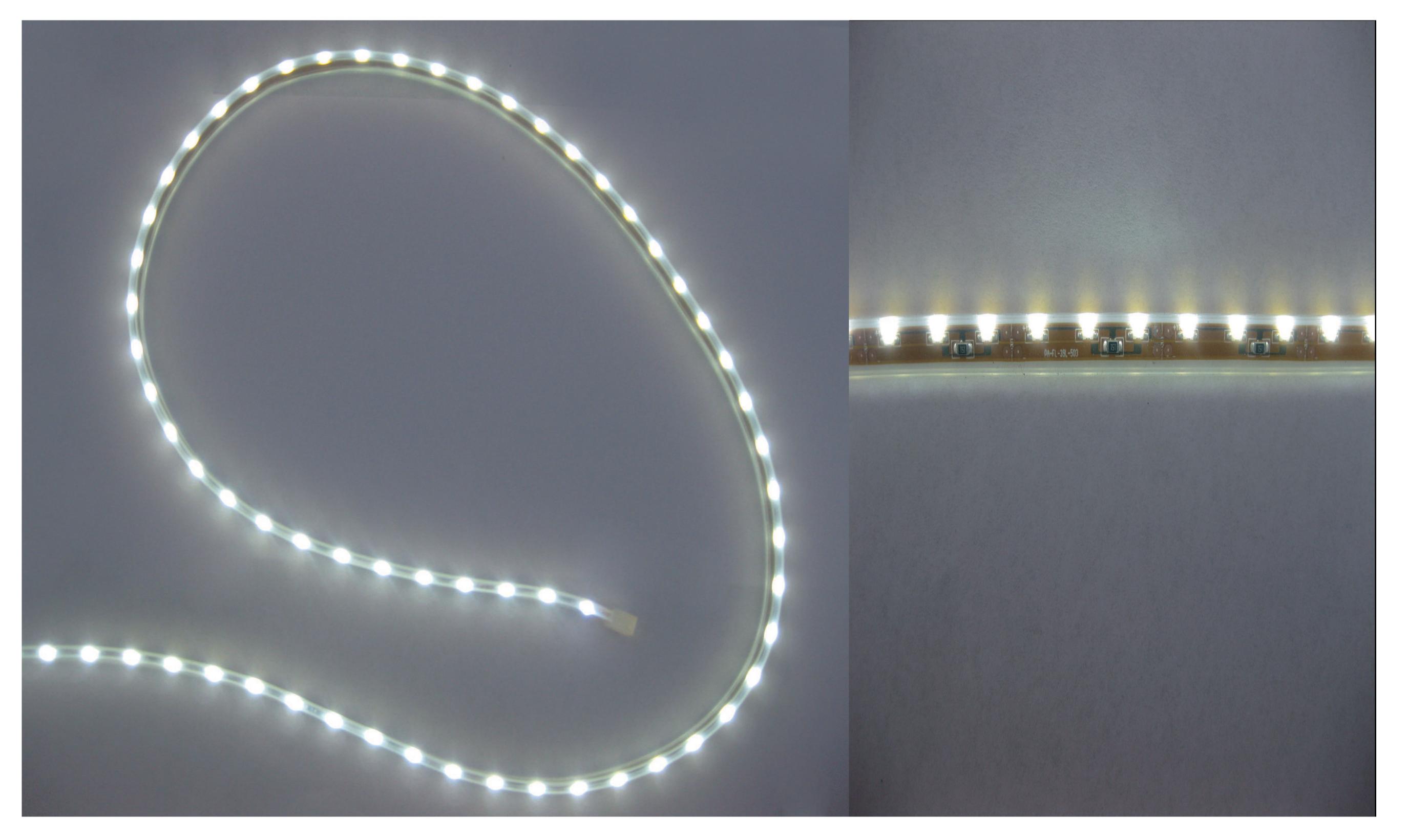
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 $\{ j_{i}, j_{i} \}$





SIDE VIEW LED FLEXIBLE **RIBBONS-ECO VERSION**

SIDE VIEW LEDS - 12V

*12VDC *78LEDs per meter *468LEDs, 6 meters long *Every 3pcs /3.85cm cuttable *IP20, IP64, IP67 *long lifetime LEDs *Consistent LED bins *3 years warranty *IP20

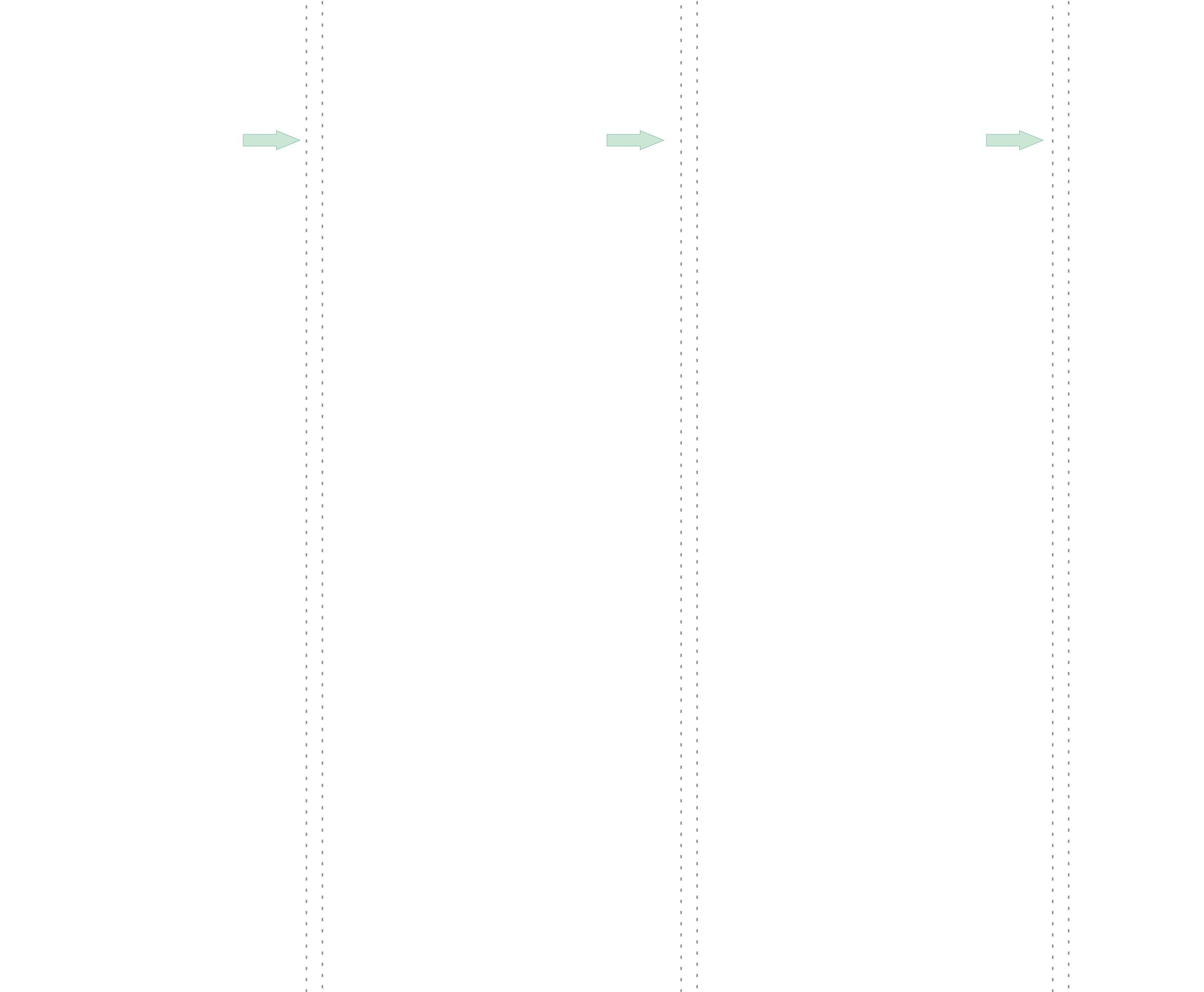
SIDE VIEW LEDS - 12V

*12VDC

*78LEDs per meter *468LEDs, 6 meters long *Every 3pcs /3.85cm cuttable *IP20, IP64, IP67 *long lifetime LEDs *Consistent LED bins *3 years warranty *IP64, crystal glue sealed

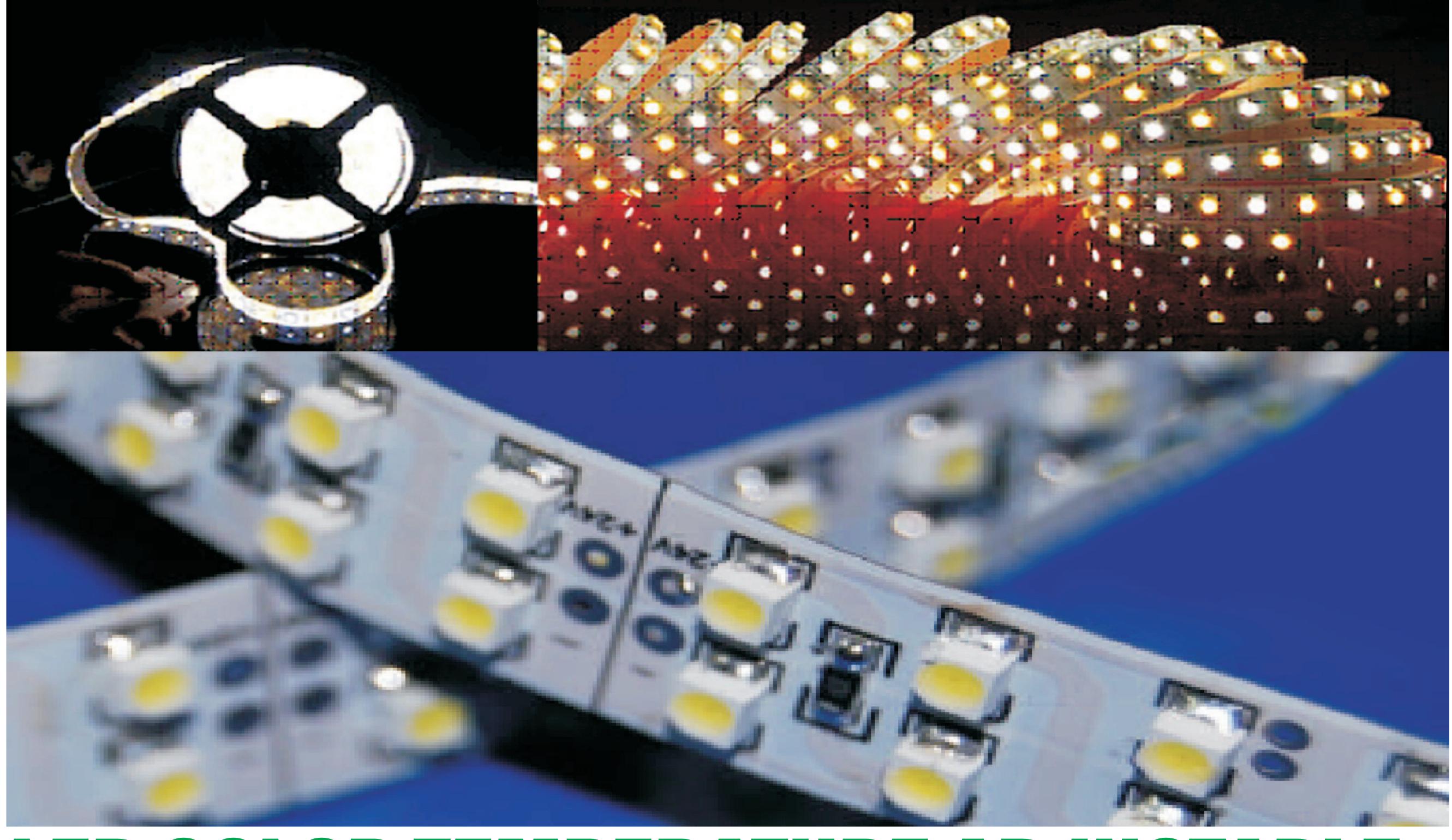
SIDE VIEW LEDS - 12V

*12VDC *78LEDs per meter *468LEDs, 6 meters long *Every 3pcs /3.85cm cuttable *IP20, IP64, IP67 *long lifetime LEDs *Consistent LED bins *3 years warranty *IP67, silicon tube sealed



EXTREME BRIGHT LED FLEXIBLE RIBBONS -ECOVERSION

LED COLOR TEMPERATURE ADJUSTABLE FLEXIBLE RIBBONS-ECO VERSION





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3528 COLOR TEMPERATURE ADJUSTABLE-24V

*24VDC

*120LEDs per meter (W and WW) *720LEDs, 6 meters long *Every 12pcs /10cm cuttable *Color temperature adjustable from 2900-7100K *IP20, IP64, IP67 *long lifetime LEDs *Consistent LED bins *3 years warranty

5050 COLOR TEMPERATURE ADJUSTABLE-24V

*24VDC *60LEDs per meter (W and WW) *300LEDs, 5 meters long

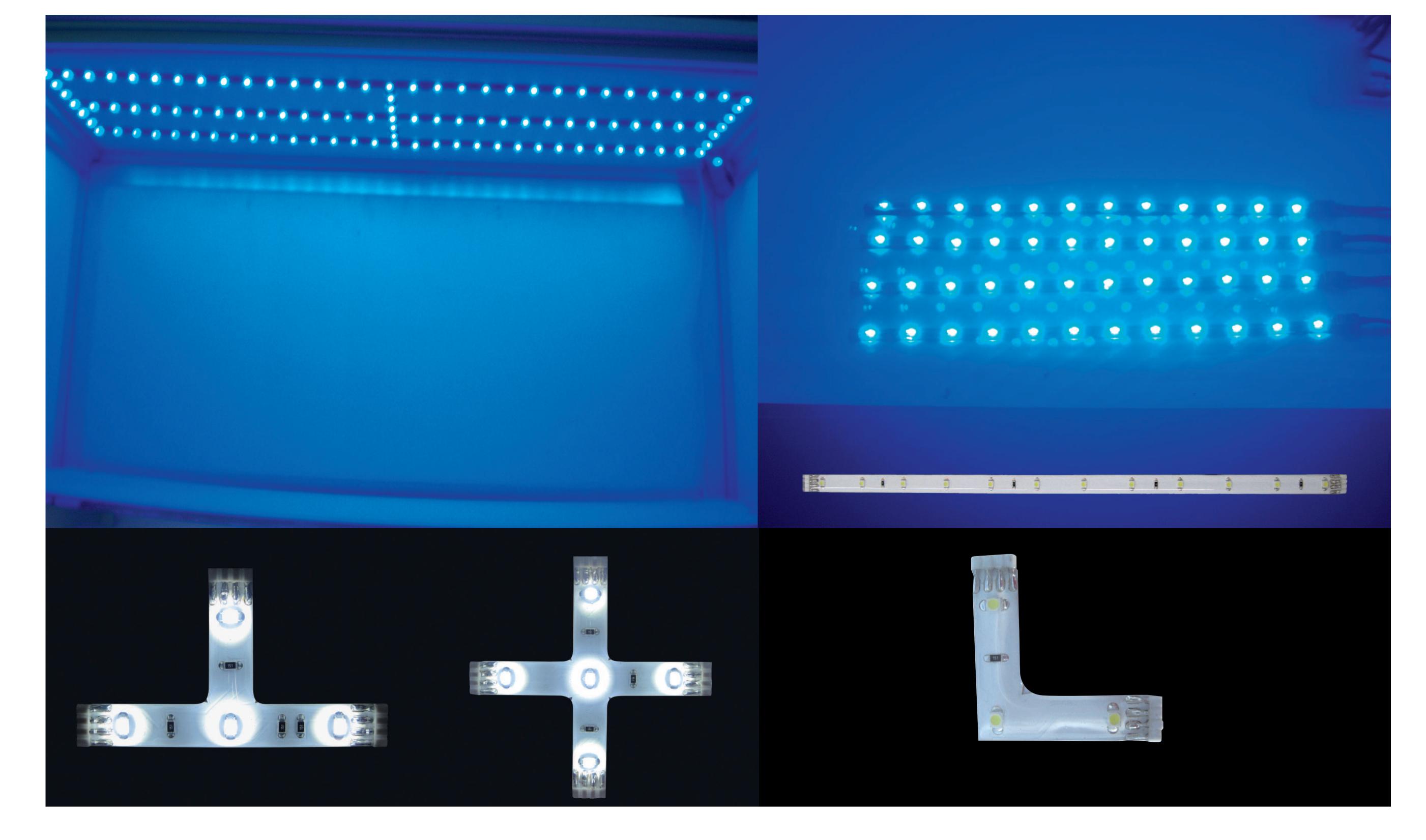
3528 EXTREME BRIGHT DUAL STRIP-24V

*24VDC

*240LEDs per meter *1200LEDs, 5 meters long *Every 10pcs /4.17cm cuttable *Extreme bright for special applications *IP20, IP64, IP67 *long lifetime LEDs *Consistent LED bins *3 years warranty



3528 LED FLEXIBLE LIGHT BARS- INTERLINKABLE





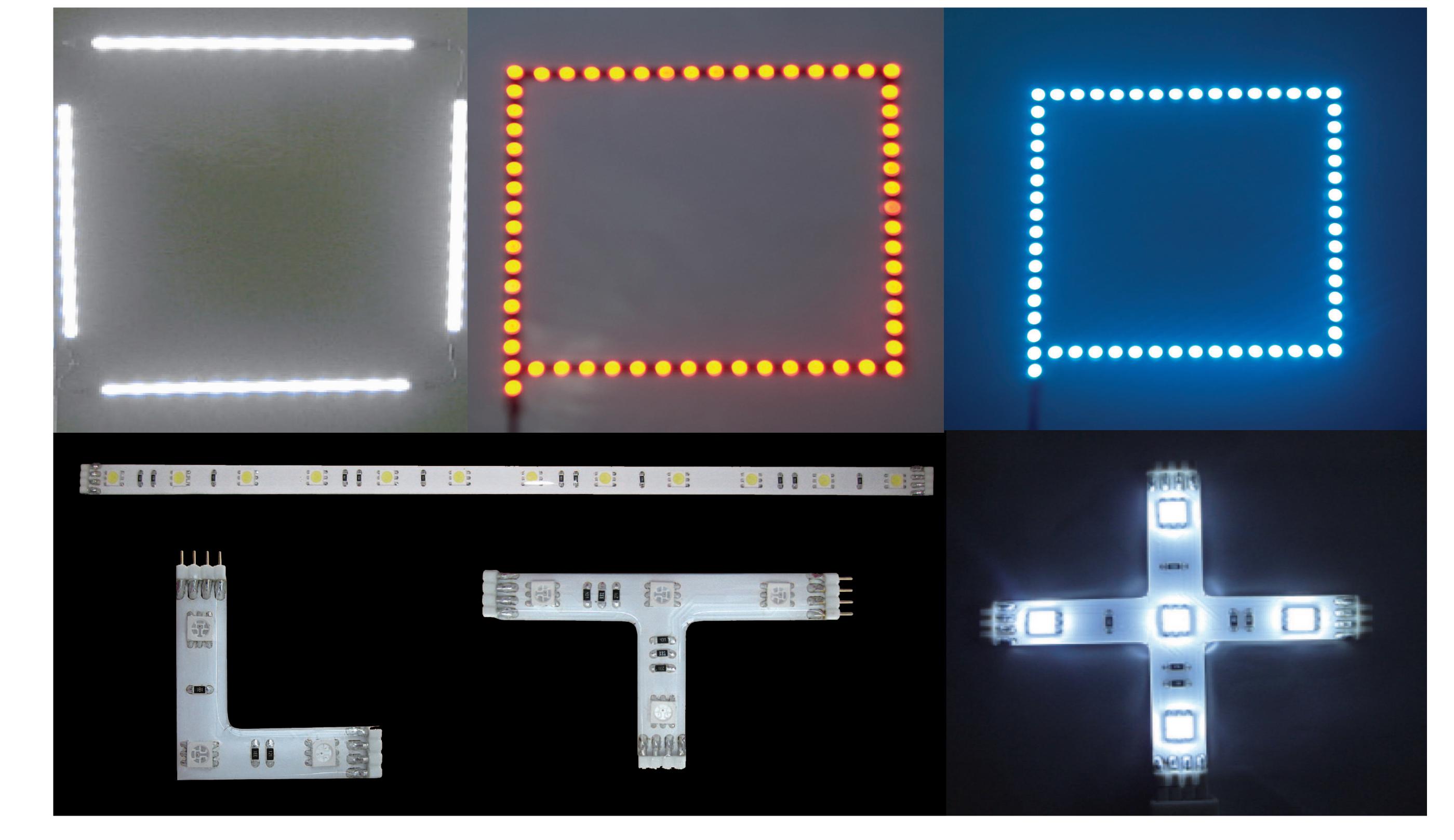
www.paneralighting.com

3528 LIGHT BAR - 12V

*12VDC *12LEDs per 30cm *39LEDs per 97.5cm *Every 3pcs / 7.5cm cuttable *IP64, crystal glue covered *Inter-linkable *Available L, T, X corner LED strips *long lifetime LEDs *Consistent LED bins *3 years warranty *Kit products ideal for DIY use

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5050 RGB LED FLEXIBLE LIGHT BARS- INTERLINKABLE





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5050 RGB LIGHT BAR - 12V

*12VDC *12LEDs per 30cm *39LEDs per 97.5cm *Every 3pcs / 7.5cm cuttable *IP64, crystal glue covered *Inter-linkable *Available L, T, X corner LED strips *long lifetime LEDs *Consistent LED bins *3 years warranty *Kit products ideal for DIY use

