

ESTTA Tracking number: **ESTTA944501**

Filing date: **12/31/2018**

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	Entegris, Inc.
Granted to Date of previous extension	01/02/2019
Address	129 Concord Road Billerica, MA 01821 UNITED STATES

Correspondence information	Cynthia Johnson Walden Fish & Richardson P.C. P.O. Box 1022 Minneapolis, MN 55440-1022 UNITED STATES tmdoctc@fr.com, walden@fr.com, mccormick@fr.com, ecote@fr.com 617-542-5070
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Applicant Information

Application No	87742561	Publication date	09/04/2018
Opposition Filing Date	12/31/2018	Opposition Period Ends	01/02/2019
Applicant	Simsii, Inc. 133 PORT 133 PORT IRVINE, CA 926181163 UNITED STATES		

Goods/Services Affected by Opposition

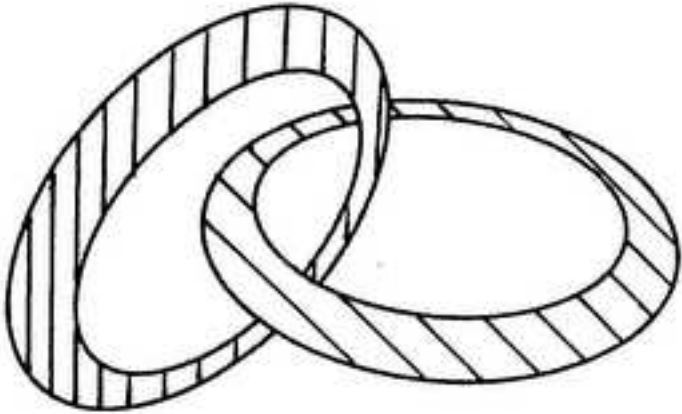
Class 009. First Use: 2016/01/20 First Use In Commerce: 2016/01/20 All goods and services in the class are opposed, namely: Laboratory filters

Grounds for Opposition

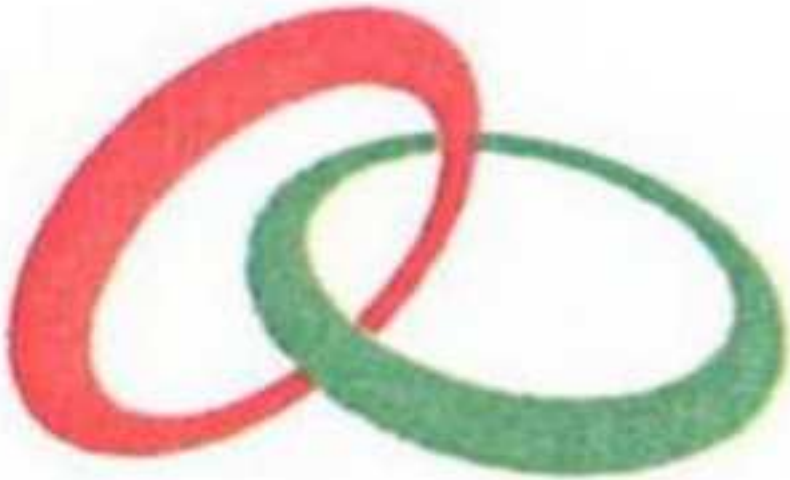
Priority and likelihood of confusion	Trademark Act Section 2(d)
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Marks Cited by Opposer as Basis for Opposition

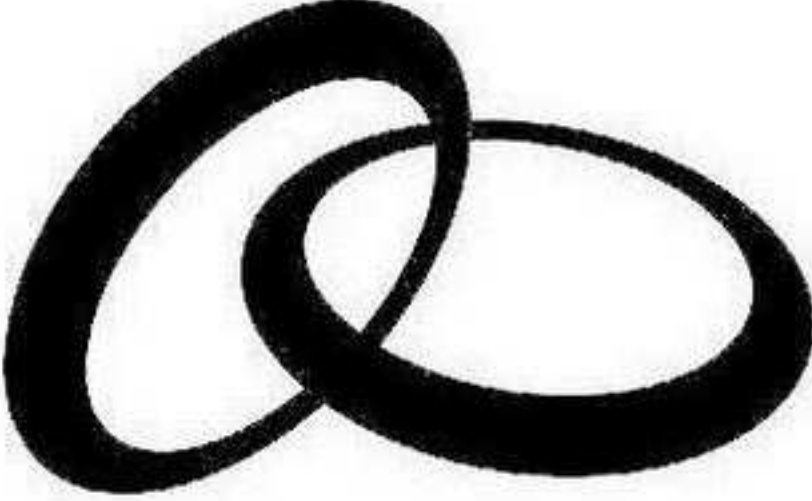
U.S. Registration No.	2632533	Application Date	03/29/2000
Registration Date	10/08/2002	Foreign Priority Date	NONE
Word Mark	NONE		

Design Mark	
Description of Mark	NONE
Goods/Services	<p>Class 007. First use: First Use: 2000/05/01 First Use In Commerce: 2000/05/01 ELECTRIC WELDING MACHINES FOR WELDING PLASTIC TUBING AND FITTINGS; AND PNEUMATIC PLASTIC VALVES</p> <p>Class 009. First use: First Use: 2000/05/01 First Use In Commerce: 2000/05/01 ARTICLES USED IN LABORATORIES, IN THE PHARMACEUTICAL, BIOTECHNOLOGY, FOOD, AND CHEMICAL PROCESSING INDUSTRIES, AND IN INDUSTRIAL MANUFACTURING PLANTS, NAMELY, CARRIERS FOR SEMICONDUCTOR WAFERS AND SUBSTRATES AND HANDLES THEREFOR, STORAGE BOXES AND COVERS FOR SEMICONDUCTOR WAFERS AND SUBSTRATES, SHIPPING CONTAINER AND HANDLING TRAYS FOR SEMICONDUCTOR WAFERS, SUBSTRATES, AND PHOTOPLATES; TRAYS FOR HOLDING ELECTRONIC COMPONENTS; SEMICONDUCTOR WAFER, CHIP AND PHOTOPLATE IDENTIFYING MATERIALS NAMELY CLIP-ON IDENTIFICATION TAGS FOR TRAYS, CARRIER HOLDING TRAYS, PHOTOPLATE CARRIERS, ADJUSTABLE CARRIERS, CARRIERS FOR MAGNETIC STORAGE DISKS, STORAGE BOXES AND COVERS AND SHIPPING CONTAINERS FOR MAGNETIC STORAGE DISKS; LABORATORY EQUIPMENT NAMELY, GRADUATED MEASURING CONTAINERS, BEAKERS, LIQUID STORING PANS, VACUUM PROBES, GAUGE PROTECTORS AND SOLENOID VALVES; CHEMICAL RESISTANT SENSORS, PROBES AND CONNECTING CABLES; FLUID DETECTORS TO DETECT THE PRESENCE OR ABSENCE OF FLUIDS IN PROCESSING ENVIRONMENTS</p> <p>Class 017. First use: First Use: 2000/05/01 First Use In Commerce: 2000/05/01 PLASTIC TUBES AND PIPES; PLASTIC CONNECTORS AND FITTINGS FOR TUBES AND PIPES NAMELY, UNIONS, REDUCERS, MALE CONNECTORS, TEES, ELBOWS, PANEL MOUNTS, CAPS, PLUGS, NIPPLES, FERRULE NUTS AND PLUGS, BARB FITTINGS, AND TUBE TO PIPE ADAPTERS, AND TUBE TO BARREL CONNECTORS, ALL FOR GENERAL INDUSTRIAL USE</p> <p>Class 020. First use: First Use: 2000/05/01 First Use In Commerce: 2000/05/01 PLASTIC SPRAY NOZZLES AND PLASTIC FASTENERS NAMELY, SCREWS, NUTS, AND BOLTS; AND MANUALLY OPERATED PLASTIC VALVES, PLASTIC BARRELS FOR STORING AND DISPENSING CHEMICALS, FITTED PLASTIC LINERS FOR BARRELS FOR STORING AND DISPENSING CHEMICALS, AND PLASTIC SPRING OPERATED CHECK VALVES; AND EQUIPMENT, NAMELY, WASHERS AND DRIERS FOR SEMICONDUCTOR AND</p>

MAGNETIC DISK CARRIERS, BOXES, AND SHIPPING CONTAINERS	
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U.S. Registration No.	4055167	Application Date	10/27/2010
Registration Date	11/15/2011	Foreign Priority Date	NONE
Word Mark	NONE		
Design Mark			
Description of Mark	The mark consists of two interlocking ovals of which the left oval is red and the right oval is green.		
Goods/Services	Class 011. First use: First Use: 2006/01/01 First Use In Commerce: 2006/01/01 Gas and liquid purification or filtration, contacting and delivery equipment and technology for commercial and industrial use, namely, gas and liquid purification and delivery systems comprising, reservoirs, pumps, filters, cleaners, degassers, extractors, scrubbers, strippers; polymeric and metallic membranes and cartridges for filtering or purifying liquids and associated manifolds; polymeric and metallic membranes and cartridges for filtering or purifying gases; metallic and organic media and cartridges for filtering or purifying liquids and gases including air; gas diffusers; filters for removing large particulate matter; gas and liquid membrane contactors for purifying, concentrating, and degassing liquids; heat exchangers for high purity fluids; and purifiers and filters for removing contaminants from slurries		

U.S. Application No.	87978665	Application Date	12/20/2016
Registration Date	NONE	Foreign Priority Date	NONE
Word Mark	NONE		

Design Mark	
Description of Mark	The mark consists of two intersecting circles.
Goods/Services	<p>Class 006. First use: First Use: 2015/12/31 First Use In Commerce: 2015/12/31 carriers, made primarily of metal, used in the manufacture, storage and transport of semiconductor wafers; clamps made primarily or exclusively of metal for securing together plastic fittings, tubing supports and plastic valves used for plastic tubing and pipe; gas supply equipment for storing gases and dispensing such gases on demand, namely, a metal vessel holding the gas in a pressurized or liquid form, with a flow control valve and regulator, for on-demand dispensing of such gas; manually operated, metal inlet and outlet valves; manually operated, metal manifolds for transferring chemicals; metal chemical delivery cabinets for housing metal containers, valves, manifolds and pipes of metal; metal container with inlet and outlet valves, for storage and delivery of chemicals; metal gas supply containers holding adsorbent material for use in storing adsorbed gas and from which gas can be desorbed for dispensing from the container; metal gas vessels holding gases for manufacturing semiconductors, solar panels, and flat panel displays; metal manifolds for use in chemical delivery systems for transferring chemicals; metal supports and hangers for plastic tubing and pipe for carrying fluids including gasses, liquids and slurries; pipes and tubes of metal for transferring chemicals; sub-atmospheric pressure gas storage and dispensing systems for gases for manufacturing semiconductors, solar panels, and flat panel displays, comprised of empty metal gas supply containers used for holding adsorbents with gases for manufacturing semiconductors, solar panels, and flat panel displays adsorbed thereon; sub-atmospheric pressure storage and dispensing systems for industrial gases, comprised of metal gas supply containers holding adsorbents with industrial gases adsorbed thereon</p> <p>Class 007. First use: First Use: 2000/05/01 First Use In Commerce: 2000/05/01 Work piece holder used to retain wafers in semiconductor manufacturing tools; chemical processing machines; chemical-mechanical planarization pad conditioners; dispensing pumps for fluids in the microelectronics industry; electric welding machines for welding plastic tubing and fittings and machines for primarily washing, and secondarily drying semiconductor and magnetic disk carriers, boxes and shipping containers; filters for machines for manufacturing microelectronics, and for filtration of water and liquid chemicals; filters for semiconductor manufacturing machines and machine systems used for removing contaminants, particulate matter, particles, impurities, molecular contaminants; gas filters and purifiers for semiconductor manufacturing tools; gas filters, namely, filters for machines having traps for obtaining a sample of a gas-phase contaminant from a gas, gas filtering systems comprising gas filters for machines and housings and fittings therefore, and sampling devices for obtaining a sample of a</p>

gas contaminant from a gas for use in connection with industrial installations, semiconductor processing systems, and semiconductor processing tools used in the manufacture of semiconductors; high viscosity fluid dispensing systems comprised of pumps, filters and related electronics for use in the microelectronics industry; housing for disposable liquid filter cartridges for use in the microelectronics industry; industrial machinery and parts therefore, namely, integrated filtration-liquid chemical dispense systems comprising pumps, filters and related electronics for low and high viscosity fluids including photochemicals, dielectrics, slurries, polyimides and epoxies; Industrial machinery and parts therefore, namely, filter manifolds; re-usable filter housings for machines; gas, vacuum and liquid valves, namely, motor controlled gas, vacuum and liquid valve machines; liquid filtration and purification subsystems composed of filters and housings to remove undesirable particles, gels and other contaminants from wet chemicals in semiconductor manufacturing applications; machine parts for semiconductor machinery, namely, brush rollers for removing detritus from polished surfaces of silicon wafers after planarization; machines and machine parts, namely, devices for removing contaminants from gas, namely, gas filters, gas filtering systems and gas monitoring systems being parts of machines for use in connection with the gas industry, semiconductor processing systems, and semiconductor processing tools; machines for manufacturing embossed carrier tape and cover tape; machines for packaging semiconductor components in embossed carrier tape and cover tape

Class 009. First use: First Use: 2000/05/01 First Use In Commerce: 2000/05/01

Controllers in the nature of analog and digital mass flow controllers for industrial gases; vapor controllers; articles used in laboratories, in the pharmaceutical, biotechnology, food, and chemical processing industries, and in industrial manufacturing plants namely, carriers for semiconductor wafers and substrates and handles therefor, storage boxes and covers for semiconductor wafers and substrates, shipping container and handling trays for semiconductor wafers, substrates, and photoplates; automated gas flow controllers and gas flow monitors; automatic valve assemblies; bioprocessing systems primarily comprised of mixing hardware, plastic or synthetic bioreactor containers for cell culturing of bioprocess materials and structural parts thereof in the nature of supports and mounting assemblies specially adapted for these containers for manufacturing or laboratory use; carriers, made primarily of plastic, used in the manufacture, storage, and transport of devices, namely, semiconductor wafers, flat panel displays and flat panel display screens; chemical refill and delivery systems in the nature of fluid flow circuitry joined to chemical storage containers for semiconductor manufacturing; chemical resistant sensors, probes and connecting cables, detection apparatus for the presence or absence of fluids in processing environments; chip trays for circuit chips being processed during manufacture and use; computer hardware and software for simulation, benchmarking and assessment of other software, all for use in facilitating the development of software for integrated circuits, integrated circuitry core architecture, and electronic systems and subsystems; computer software for the design, testing, fabrication, or control of gas filtering apparatus and instruments, gas sampling devices, gas monitoring apparatus and instruments, and gas control apparatus and instruments; controllers for dispense pumps, for use in the microelectronics manufacturing industry; controllers for measuring gas mass flow; copper anodes used to plate semiconductors; dispense pump controllers; electric or electronic optically-based sensors for monitoring and controlling concentrations of liquid chemicals used in semiconductor manufacturing; filters for laboratory use; flow meters; fluid dispensing systems allowing for the communication of filter information to the pump, comprised of electronic controls, dispensing pumps and associated filters, sold as a unit, for use in the microelectronics industry; gas flow controllers and gas flow monitors; graphical user interface software; gas pressure gauges; gas pressure switches; gas pressure transducers; laboratory equipment namely, graduated measuring containers, breakers, liquid storing pans, vacuum probes, gauge protectors and solenoid valves; liquid crystal display screens; measure-

ment instruments for the semiconductor, flat panel, lithium ion battery, and pharmaceutical industries, namely, pressure transducers, pressure sensors, pressure transmitters, flow controllers, flow meters, level transducers, level sensors, level transmitters, temperature transducers, temperature sensors and temperature transmitters; electric or electronic, differential pressure or optically-based chemical and fluid monitoring and measurement sensors namely, concentration monitors, concentration analyzers, concentration sensors, pressure transducers, pressure sensors, pressure transmitters, flow controllers, flow meters, level transducers, level sensors, level transmitters, temperature transducers, temperature sensors, temperature transmitters, density correctors, viscosity meters, viscosity analyzers, valves, manifolds and regulators, with graphical user interface software for monitoring, blending and controlling concentrations of liquid chemicals used in semiconductor, pharmaceutical, water treatment, lithium ion battery flat panel display and chemical manufacturing applications; microprocessor-based pressure control units; non-destructive analyzers for semiconductor materials and semiconductor manufacturing processes; plastic boxes, carriers and trays for transferring, shipping and storing memory disks; probes which detect, measure the presence of, and permit the dispensing of liquid chemicals, sold as components of bag-in-bottle container systems for dispensing liquid chemicals, all for commercial and industrial uses; pump controllers for high viscosity fluid dispensing systems for use in the microelectronics industry; sensors for measuring chemical levels; radio frequency identification system comprised of readers, tags and software for identifying and tracking liquid chemical containers and dispensers; readout boxes for flow measurement; recovery systems, namely, ultrasonic devices for use in breaking up and removing select particulates from slurries; reticle carriers, namely, boxes for securing reticles for semiconductor manufacturing, reticle carrier stockers, namely, storage systems for reticle carriers, bare reticle stockers, namely, storage systems for reticles, reticle carrier side scanner racks, namely, purge systems for reticle carriers, reticle carrier libraries, namely, systems for storing small quantities of reticle carriers in semiconductor process tools; scientific and laboratory ware made of plastic; semiconductor wafer, chip and photoplate identifying materials, namely, clip-on identification tags and identification tags for trays, carrier holding trays, photoplate carriers, adjustable carriers, carriers for magnetic storage disks, storage boxes and covers and shipping containers for magnetic storage disks; sensors and analyzers for semiconductor manufacturing process monitoring; static protective material handling products, namely, wafer carriers, storage boxes, mask packages and chip trays specifically designed for use with electronic parts; sub-atmospheric pressure storage and dispensing systems for industrial gases, comprised of gas supply containers holding adsorbents with industrial gases adsorbed thereon; subatmospheric pressure storage and dispensing systems for industrial gases in the nature of fluid flow circuitry joined to chemical storage containers for semiconductor manufacturing; trays for holding electronic components; wafers and epitaxial thin films sold as a component of micro-electronic substrates

Class 011. First use: First Use: 2006/01/01 First Use In Commerce: 2006/01/01

Apparatus, namely, gas filtering systems, comprised of reservoirs, pumps, filters, cleaners, degassers, extractors, scrubbers, strippers; polymeric and metallic membranes and cartridges for filtering or purifying liquids and associated manifolds; polymeric and metallic membranes and cartridges for filtering or purifying gases; metallic and organic media and cartridges for filtering or purifying liquids, gas filters, gas monitoring systems comprised of manifolds, valves, regulators, flow controllers, and piping systems, and gas control systems comprised of valves, regulators, flow controllers, and piping systems for use in the gas, semiconductor, electronics, photolithography, integrated circuit, and integrated-optical systems industries, and parts, fittings and components for the aforesaid goods; devices for removing metallic ion contaminants from liquid process streams used to manufacture semiconductors, namely, purifiers for removing metallic ion contaminants and combination purifier/filters for removing metallic

ion and particulate contaminants; filter system composed of a water, chemical or slurry filtration cartridge and distribution manifold for industrial use, namely, in the filtration and purification of chemicals, water and slurries; filtering units for filtration of particulate matter from water and liquid chemicals, for use in manufacturing semiconductors; filters and purifiers for removing particulate and molecular contaminants from air for industrial use; filters for liquids in the microelectronics industry; filters for removing large particulate matter; filters for slurries for use in the microelectronics industry; filters and purifiers for industrial applications for the filtration and purification of photochemical solvent; filters for filtration of liquid process chemicals, for industrial use; fluid filters and associated manifolds for use in connecting and disconnecting the filters and the filter housing, used in the microelectronics industry; fluid filtration units for industrial use, and parts therefor; gas and liquid membrane contactors for purifying, concentrating, and degassing liquids; gas and liquid purification or filtration, contacting and delivery equipment and technology for commercial and industrial use, namely, gas and liquid purification and delivery systems comprising, reservoirs, pumps, filters, cleaners, degassers, extractors, scrubbers, strippers; gas diffusers for use with process chambers; gas diffusers; gas filters and purifiers for industrial installations; gas purifier and delivery systems, namely, gas manifolds, valves, regulators, flow controllers, and piping systems; heat exchangers for high purity fluids; industrial gas purification units; liquid chemical filter cartridge manifold for industrial use, namely, for use with pumps for any liquid-chemical carrying pipe or tube; liquid filters for use in the semiconductor industry; metallic and organic media and cartridges for filtering or purifying liquids and gases including air; polymeric and metallic membranes and cartridges for filtering or purifying gases; polymeric and metallic membranes and cartridges for filtering or purifying liquids and associated manifolds; purifiers and filters for removing contaminants from slurries; purge gas purifiers, purge gas filters, air filters for removing chemical and molecular contaminants, air filters for removing particulate contaminants, air and gas purifiers for use in reticle carriers, air and gas purifiers for use in reticle carrier related articles, namely, stockers, side scanner racks and libraries, air and gas filters for use in reticle carriers, air and gas filters for use in reticle carrier accessories, namely, storage systems and purge systems; purification products and parts therefore, namely, polymeric membranes and cartridges for filtering/purifying liquids; purification unit for removal of dissolved contaminants from gases for use in the semi-conductor industry; purifiers and filters for removing contaminants from slurries; ultrapure water purification units for use in the microelectronics industry; water filters for ultra-pure water systems; water filters for use in microelectronics manufacturing

Class 016. First use: First Use: 2017/08/25 First Use In Commerce: 2017/08/25

Plastic and synthetic bags for material containment and transfer, which may be used by attaching the bags to clamps and connectors on various items

Class 017. First use: First Use: 2000/05/01 First Use In Commerce: 2000/05/01

Adhesive tape for industrial and commercial use, namely, embossed carrier tape, cover tape, and reels for packaging semiconductor components during shipping and storage; fluid dispensing devices, namely, plastic fluid dispense heads, for attachment to a drum to dispense fluid chemicals, all for use in the semiconductor manufacturing industry; plastic pipe and pipe fittings; plastic coupling with threaded coupling nut and split ring keeper for plastic tubing; plastic fitting for attachment to plastic tubing for use in laboratories and industrial installations requiring chemical resistance to and purity of conveyed liquids; plastic in bars, blocks, pellets, rods, and sheets for further manufacture for general industrial use, manufacturing, molding and general industrial use; plastic pipes for transporting or delivering natural gas, plastic plumbing fitting for attachment to plastic tubing; plastic tubing and plastic pipe for carrying fluids including gasses, liquids and slurries; plastic tubing for use in laboratory and industrial use; rod stock and billets formed of fluoropolymer plastics for general industrial use

Class 020. First use: First Use: 2000/05/01 First Use In Commerce: 2000/05/01
Carriers, containers, and storage boxes made primarily of plastic, and parts therefor, for the manufacture, storage, processing, transport, and protection of disks used for computer hard drives, substrates, silicon wafers, semiconductor wafers, electronic components, masks and memory disks; non-metal clamps for securing together plastic fittings, tubing supports and plastic valves used for plastic tubing and pipe; non-metallic containers for chemical fluids and fluid dispensers connectable to such containers for use therewith to dispense chemical fluids from such containers all for industrial use; plastic containers for liquid chemicals and dispensers for use therewith all for commercial use; plastic drums, barrels and containers for commercial use; plastic plug valves, being other than machine parts, for chemical sampling and process monitoring; plastic spray nozzles and plastic fasteners namely, screws, nuts, and bolts; manually operated plastic valves, plastic barrels for storing and dispensing chemicals, plastic liners for barrels for storing and dispensing chemicals, plastic spring operated check valves, and plastic pneumatically operated valves; plastic valves being other than machine parts; plastic valves for use in semiconductor processing operations and pharmaceutical manufacturing operations and plastic manifolds for mounting plastic valves; polymer containers for packaging memory disk substrates and silicon wafers; polymer containers for packaging silicon wafers

Class 021. First use: First Use: 2003/11/30 First Use In Commerce: 2003/11/30
Electronic capacitance-type sensors; electronic control modules for controlling fluids, namely, liquid chemicals; electronic leak well adaptor; electronic proximity adaptor detecting presence of liquid or solid target; electronic sensor probe and cable assembly; electronic tank level adaptor; electronic tube ring adaptor detecting presence or absence of conductive media in a tube

Class 022. First use: First Use: 2017/08/25 First Use In Commerce: 2017/08/25
Plastic and synthetic bags for containment, transfer and/or mixing of medical, pharmaceutical, biopharmaceutical or bioprocessing materials

Class 035. First use: First Use: 2000/05/01 First Use In Commerce: 2000/05/01
Computerized on-line ordering services featuring fluid purification and control products directed to manufacturers of integrated circuits, semiconductors, microelectronics components, flat panel displays, fiber optic cables and components, optical memory devices and solar cells, and to manufacturers of tools used by such manufacturers; retail store services featuring extended warranties for equipment used in the manufacture of semiconductor and micro-electronic devices; business consulting services relating to the distribution of semiconductors and microelectronic devices

Class 037. First use: First Use: 2010/12/31 First Use In Commerce: 2010/12/31
Repair and rebuilding services for dispense systems, flow controllers, pressure-sensors, and vacuum valves and controllers in the field of semiconductors

Class 042. First use: First Use: 2000/05/01 First Use In Commerce: 2000/05/01
Engineering and technical consultation in the field of semiconductor, microelectronics and flat panel display; and manufacturing and process improvement in the field of contamination identification, measurement, and control; scientific and technical consulting and research services in the field of reticle carrier work environments in a semiconductor manufacturing facility, namely, contamination monitoring and control, process reaction, and process improvement; technical consultation and support services in the nature of troubleshooting by providing engineering design and product information in the field of advanced materials and chemical precursors and products thereof, namely, thin film materials, organometallic source reagent compounds, chemical vapor deposition equipment, and chemical reagent delivery systems for chemical vapor deposition, semiconductor and chemical reagents, in the field of computer hardware and software for the development of software for integrated circuits, integrated circuits, integrated circuitry core architecture, electronic systems and subsystems, encoded integrated circuit cards and smart cards, equipment and software for the non-

	destructive analysis of materials, equipment and software for monitoring fluids and fluid streams to determine the presence, characteristics and concentration of specific parts therefore, analytical monitoring and process control equipment, and piezoelectric chemical analysis equipment; technical consultation in the fields of transportation, processing, storage, and packaging of semiconductor wafers and electronic components; technical consultation in the fields of the use, cleaning, and recycling of carriers and containers for semiconductor wafers and electronic components
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Attachments	76013230#TMSN.png(bytes) 85162681#TMSN.png(bytes) 87978665#TMSN.png(bytes) Notice of Opposition with Exhibits.pdf(1125067 bytes)
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Signature	/John P. McCormick/
Name	John P. McCormick
Date	12/31/2018

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

In the matter of Application Serial No. 87/742,561
For the Mark SIMSII [Interlocking Rings Design]
Published in the Official Gazette on September 4, 2018

ENTEGRIS, INC.,

Opposer,

v.

SIMSII, INC.,

Applicant.

Opposition No. _____

NOTICE OF OPPOSITION

In the matter of Application Serial No. 87/742,561 (the “561 Application”), filed on January 3, 2018 by Applicant Simsii, Inc. (“Applicant”), for the mark SIMSII [& Interlocking Rings Design]: Entegris, Inc. (“Entegris” or “Opposer”), believes that it will be damaged by registration of the mark shown in the above-identified application, and hereby opposes the same in accordance with the provisions of Section 13 of the Trademark Act of July 5, 1946 (15 U.S.C. § 1063). The grounds for this Opposition are as follows:

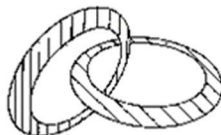
PARTIES AND STANDING

1. Entegris, Inc. is a corporation organized under the laws of Delaware with its principal place of business in Billerica, Massachusetts.
2. On information and belief, Applicant Simsii, Inc. is a corporation organized under the laws of California with a principal place of business in Irvine, California.

3. Opposer is the owner of U.S. Reg. No. 2,632,533 (the “533 Registration), an incontestable registration for the Interlocking Rings Design [Red and Green] mark, issued October 8, 2002, for use in connection with *inter alia*:

Articles used in laboratories, in the pharmaceutical, biotechnology, food, and chemical processing industries, and in industrial manufacturing plants, namely, carriers for semiconductor wafers and substrates and handles therefor, storage boxes and covers for semiconductor wafers and substrates, shipping container and handling trays for semiconductor wafers, substrates, and photoplates; trays for holding electronic components; semiconductor wafer, chip and photoplate identifying materials namely clip-on identification tags for trays, carrier holding trays, photoplate carriers, adjustable carriers, carriers for magnetic storage disks, storage boxes and covers and shipping containers for magnetic storage disks; laboratory equipment namely, graduated measuring containers, beakers, liquid storing pans, vacuum probes, gauge protectors and solenoid valves; chemical resistant sensors, probes and connecting cables; fluid detectors to detect the presence or absence of fluids in processing environments, in Class 9.

The registration is based on a claim of use in commerce since 2000. *See Exhibit 1.* The registered mark is depicted below for easy reference:



4. Opposer is also the owner of U.S. Reg. No. 4,055,167 (the “167 Registration”), an incontestable registration for the Interlocking Rings Design [Red and Green] mark, issued November 15, 2011, for use in connection with:

Gas and liquid purification or filtration, contacting and delivery equipment and technology for commercial and industrial use, namely, gas and liquid purification and delivery systems comprising, reservoirs, pumps, filters, cleaners, degassers, extractors, scrubbers, strippers; polymeric and metallic membranes and cartridges for filtering or purifying liquids and associated manifolds; polymeric and metallic membranes and cartridges for filtering or purifying gases; metallic and organic media and cartridges for filtering or purifying liquids and gases including air; gas diffusers; filters for removing large particulate matter; gas and liquid membrane contactors for purifying, concentrating, and degassing liquids; heat exchangers for high purity fluids; and purifiers and filters for removing contaminants from slurries, in Class 11.

The registration is based on a claim of use in commerce since 2006. See **Exhibit 2**. The registered mark is depicted below for easy reference:



5. Opposer is also the owner of U.S. Ser. No. 87/978,665 (the “‘665 Application”), an application for the Interlocking Rings Design mark, filed on December 20, 2016, covering *inter alia*:

Work piece holder used to retain wafers in semiconductor manufacturing tools; chemical processing machines; chemical-mechanical planarization pad conditioners; dispensing pumps for fluids in the microelectronics industry; electric welding machines for welding plastic tubing and fittings and machines for primarily washing, and secondarily drying semiconductor and magnetic disk carriers, boxes and shipping containers; filters for machines for manufacturing microelectronics, and for filtration of water and liquid chemicals; filters for semiconductor manufacturing machines and machine systems used for removing contaminants, particulate matter, particles, impurities, molecular contaminants; gas filters and purifiers for semiconductor manufacturing tools; gas filters, namely, filters for machines having traps for obtaining a sample of a gas-phase contaminant from a gas, gas filtering systems comprising gas filters for machines and housings and fittings therefore, and sampling devices for obtaining a sample of a gas contaminant from a gas for use in connection with industrial installations, semiconductor processing systems, and semiconductor processing tools used in the manufacture of semiconductors; high viscosity fluid dispensing systems comprised of pumps, filters and related electronics for use in the microelectronics industry; housing for disposable liquid filter cartridges for use in the microelectronics industry; industrial machinery and parts therefore, namely, integrated filtration-liquid chemical dispense systems comprising pumps, filters and related electronics for low and high viscosity fluids including photochemicals, dielectrics, slurries, polyimides and epoxies; Industrial machinery and parts therefore, namely, filter manifolds; re-usable filter housings for machines; gas, vacuum and liquid valves, namely, motor controlled gas, vacuum and liquid valve machines; liquid filtration and purification subsystems composed of filters and housings to remove undesirable particles, gels and other contaminants from wet chemicals in semiconductor manufacturing applications; machine parts for semiconductor machinery, namely, brush rollers for removing detritus from polished surfaces of silicon wafers after planarization; machines and machine parts, namely, devices for removing contaminants from gas, namely, gas filters, gas filtering systems and gas monitoring systems being parts of machines for use in connection with the gas industry, semiconductor processing systems, and semiconductor processing tools; machines for manufacturing embossed carrier tape and cover tape; machines for packaging semiconductor components in embossed carrier tape and cover tape, in Class 7;

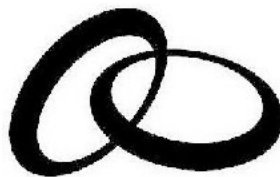
Controllers in the nature of analog and digital mass flow controllers for industrial gases; vapor controllers; articles used in laboratories, in the pharmaceutical, biotechnology, food, and chemical processing industries, and in industrial manufacturing plants namely, carriers for semiconductor wafers and substrates and handles therefor, storage boxes and covers for semiconductor wafers and substrates, shipping container and handling trays for semiconductor wafers, substrates, and photoplates; automated gas flow controllers and gas flow monitors; automatic valve assemblies; bioprocessing systems primarily comprised of mixing hardware, plastic or synthetic bioreactor containers for cell culturing of bioprocess materials and structural parts thereof in the nature of supports and mounting assemblies specially adapted for these containers for manufacturing or laboratory use; carriers, made primarily of plastic, used in the manufacture, storage, and transport of devices, namely, semiconductor wafers, flat panel displays and flat panel display screens; chemical refill and delivery systems in the nature of fluid flow circuitry joined to chemical storage containers for semiconductor manufacturing; chemical resistant sensors, probes and connecting cables, detection apparatus for the presence or absence of fluids in processing environments; chip trays for circuit chips being processed during manufacture and use; computer hardware and software for simulation, benchmarking and assessment of other software, all for use in facilitating the development of software for integrated circuits, integrated circuitry core architecture, and electronic systems and subsystems; computer software for the design, testing, fabrication, or control of gas filtering apparatus and instruments, gas sampling devices, gas monitoring apparatus and instruments, and gas control apparatus and instruments; controllers for dispense pumps, for use in the microelectronics manufacturing industry; controllers for measuring gas mass flow; copper anodes used to plate semiconductors; dispense pump controllers; electric or electronic optically-based sensors for monitoring and controlling concentrations of liquid chemicals used in semiconductor manufacturing; filters for laboratory use; flow meters; fluid dispensing systems allowing for the communication of filter information to the pump, comprised of electronic controls, dispensing pumps and associated filters, sold as a unit, for use in the microelectronics industry; gas flow controllers and gas flow monitors; graphical user interface software; gas pressure gauges; gas pressure switches; gas pressure transducers; laboratory equipment namely, graduated measuring containers, breakers, liquid storing pans, vacuum probes, gauge protectors and solenoid valves; liquid crystal display screens; measurement instruments for the semiconductor, flat panel, lithium ion battery, and pharmaceutical industries, namely, pressure transducers, pressure sensors, pressure transmitters, flow controllers, flow meters, level transducers, level sensors, level transmitters, temperature transducers, temperature sensors and temperature transmitters; electric or electronic, differential pressure or optically-based chemical and fluid monitoring and measurement sensors namely, concentration monitors, concentration analyzers, concentration sensors, pressure transducers, pressure sensors, pressure transmitters, flow controllers, flow meters, level transducers, level sensors, level transmitters, temperature transducers, temperature sensors, temperature transmitters, density correctors, viscosity meters, viscosity analyzers, valves, manifolds and regulators, with graphical user interface software for monitoring, blending and controlling concentrations of liquid chemicals used in semiconductor, pharmaceutical, water treatment, lithium ion battery flat panel display and chemical manufacturing applications; microprocessor-based pressure control units;

non-destructive analyzers for semiconductor materials and semiconductor manufacturing processes; plastic boxes, carriers and trays for transferring, shipping and storing memory disks; probes which detect, measure the presence of, and permit the dispensing of liquid chemicals, sold as components of bag-in-bottle container systems for dispensing liquid chemicals, all for commercial and industrial uses; pump controllers for high viscosity fluid dispensing systems for use in the microelectronics industry; sensors for measuring chemical levels; radio frequency identification system comprised of readers, tags and software for identifying and tracking liquid chemical containers and dispensers; readout boxes for flow measurement; recovery systems, namely, ultrasonic devices for use in breaking up and removing select particulates from slurries; reticle carriers, namely, boxes for securing reticles for semiconductor manufacturing, reticle carrier stockers, namely, storage systems for reticle carriers, bare reticle stockers, namely, storage systems for reticles, reticle carrier side scanner racks, namely, purge systems for reticle carriers, reticle carrier libraries, namely, systems for storing small quantities of reticle carriers in semiconductor process tools; scientific and laboratory ware made of plastic; semiconductor wafer, chip and photoplate identifying materials, namely, clip-on identification tags and identification tags for trays, carrier holding trays, photoplate carriers, adjustable carriers, carriers for magnetic storage disks, storage boxes and covers and shipping containers for magnetic storage disks; sensors and analyzers for semiconductor manufacturing process monitoring; static protective material handling products, namely, wafer carriers, storage boxes, mask packages and chip trays specifically designed for use with electronic parts; sub-atmospheric pressure storage and dispensing systems for industrial gases, comprised of gas supply containers holding adsorbents with industrial gases adsorbed thereon; subatmospheric pressure storage and dispensing systems for industrial gases in the nature of fluid flow circuitry joined to chemical storage containers for semiconductor manufacturing; trays for holding electronic components; wafers and epitaxial thin films sold as a component of micro-electronic substrate, in Class 9; and

Apparatus, namely, gas filtering systems, comprised of reservoirs, pumps, filters, cleaners, degassers, extractors, scrubbers, strippers; polymeric and metallic membranes and cartridges for filtering or purifying liquids and associated manifolds; polymeric and metallic membranes and cartridges for filtering or purifying gases; metallic and organic media and cartridges for filtering or purifying liquids, gas filters, gas monitoring systems comprised of manifolds, valves, regulators, flow controllers, and piping systems, and gas control systems comprised of valves, regulators, flow controllers, and piping systems for use in the gas, semiconductor, electronics, photolithography, integrated circuit, and integrated optical systems industries, and parts, fittings and components for the aforesaid goods; devices for removing metallic ion contaminants from liquid process streams used to manufacture semiconductors, namely, purifiers for removing metallic ion contaminants and combination purifier/filters for removing metallic ion and particulate contaminants; filter system composed of a water, chemical or slurry filtration cartridge and distribution manifold for industrial use, namely, in the filtration and purification of chemicals, water and slurries; filtering units for filtration of particulate matter from water and liquid chemicals, for use in manufacturing semiconductors; filters and purifiers for removing particulate and molecular contaminants from air for industrial use; filters for liquids in the microelectronics industry; filters for removing large particulate matter; filters for slurries

for use in the microelectronics industry; filters and purifiers for industrial applications for the filtration and purification of photochemical solvent; filters for filtration of liquid process chemicals, for industrial use; fluid filters and associated manifolds for use in connecting and disconnecting the filters and the filter housing, used in the microelectronics industry; fluid filtration units for industrial use, and parts therefor; gas and liquid membrane contactors for purifying, concentrating, and degassing liquids; gas and liquid purification or filtration, contacting and delivery equipment and technology for commercial and industrial use, namely, gas and liquid purification and delivery systems comprising, reservoirs, pumps, filters, cleaners, degassers, extractors, scrubbers, strippers; gas diffusers for use with process chambers; gas diffusers; gas filters and purifiers for industrial installations; gas purifier and delivery systems, namely, gas manifolds, valves, regulators, flow controllers, and piping systems; heat exchangers for high purity fluids; industrial gas purification units; liquid chemical filter cartridge manifold for industrial use, namely, for use with pumps for any liquid-chemical carrying pipe or tube; liquid filters for use in the semiconductor industry; metallic and organic media and cartridges for filtering or purifying liquids and gases including air; polymeric and metallic membranes and cartridges for filtering or purifying gases; polymeric and metallic membranes and cartridges for filtering or purifying liquids and associated manifolds; purifiers and filters for removing contaminants from slurries; purge gas purifiers, purge gas filters, air filters for removing chemical and molecular contaminants, air filters for removing particulate contaminants, air and gas purifiers for use in reticle carriers, air and gas purifiers for use in reticle carrier related articles, namely, stockers, side scanner racks and libraries, air and gas filters for use in reticle carriers, air and gas filters for use in reticle carrier accessories, namely, storage systems and purge systems; purification products and parts therefore, namely, polymeric membranes and cartridges for filtering/purifying liquids; purification unit for removal of dissolved contaminants from gases for use in the semi-conductor industry; purifiers and filters for removing contaminants from slurries; ultrapure water purification units for use in the microelectronics industry; water filters for ultra-pure water systems; water filters for use in microelectronics manufacturing, in Class 11.

Classes 7 and 9 are based on a claim of use in commerce since 2000, while Class 11 is based on a claim of use in commerce since 2006. *See Exhibit 3.* The applied-for mark is depicted below for easy reference:



Collectively, the Interlocking Rings Design [Red and Green] mark and the Interlocking Rings Design mark are the “Interlocking Rings Design Mark.”

6. The date of first use of Applicant's Mark claimed in the subject application is January 20, 2016.

7. Opposer and Applicant are both engaged in the marketing and sale of laboratory filters and are thus direct competitors.

8. As a competitor, and as the owner of record of prior registrations and applications for similar marks for legally identical goods, Opposer has standing to bring this proceeding.

FACTS

Opposer's Marks

9. Opposer markets and sells a range of products, systems, and parts that purify, protect, and transport critical materials in a number of industries, including the semiconductor, water, chemical, and microelectronics industries, and has done so for over fifty years.

10. Opposer first adopted the Interlocking Rings Design Mark for use in connection with laboratory products, systems, and parts, including laboratory filters, in 2000, and use of the mark continues to the present day. For almost thirty years, Opposer has invested substantial amounts of money, time and effort in developing, establishing, promoting, and selling its products in connection with the Interlocking Rings Design Mark.

11. As a result of its efforts, Opposer has developed substantial goodwill in the Interlocking Rings Design Mark, and it is a valuable asset of Opposer.

12. Opposer markets products bearing the Interlocking Rings Design Mark to a wide range of industries using laboratory equipment, including in particular the semiconductor, water, chemical, and microelectronics industries.

13. Opposer's products bearing the Interlocking Rings Design Mark are sold throughout the United States through channels in which laboratory products are typically sold.

14. Opposer has been diligent in protecting its rights in the Interlocking Rings Design Mark. As noted above, Opposer is the owner of the '533 Registration and the '167 Registration, both of which have attained incontestable status under Sections 14 and 15 of the Act, as well as the '665 Application.

Applicant's Mark

15. Applicant filed the subject '561 Application on January 3, 2018, seeking registration of the mark SIMSII [& Interlocking Rings Design] (depicted below) for use in connection with "laboratory filters" in Class 9, based on a claim of use in U.S. commerce since 2016:



See Exhibit 4.

16. The '561 Application was published in the Official Gazette on September 4, 2018, with extensions of time to oppose the application granted to Opposer until January 2, 2019.

17. Applicant's "laboratory filters" are identical to Opposer's goods, which include "filters for laboratory use."

18. Because there are no restrictions set forth in the subject application as to channels in which Applicant's SIMSII [& Interlocking Rings Design] branded products are sold, it is presumed that they will be sold where laboratory filters are normally sold.

19. Upon information and belief, given the long-standing and prominent use of the Interlocking Rings Design Mark by Opposer, Applicant must have known of Opposer's rights in the Interlocking Rings Design Mark. Also, given Opposer's prior federal registrations and

application of the Interlocking Rings Design Mark, Applicant had at least constructive notice of Opposer's rights in the Interlocking Rings Design Mark.

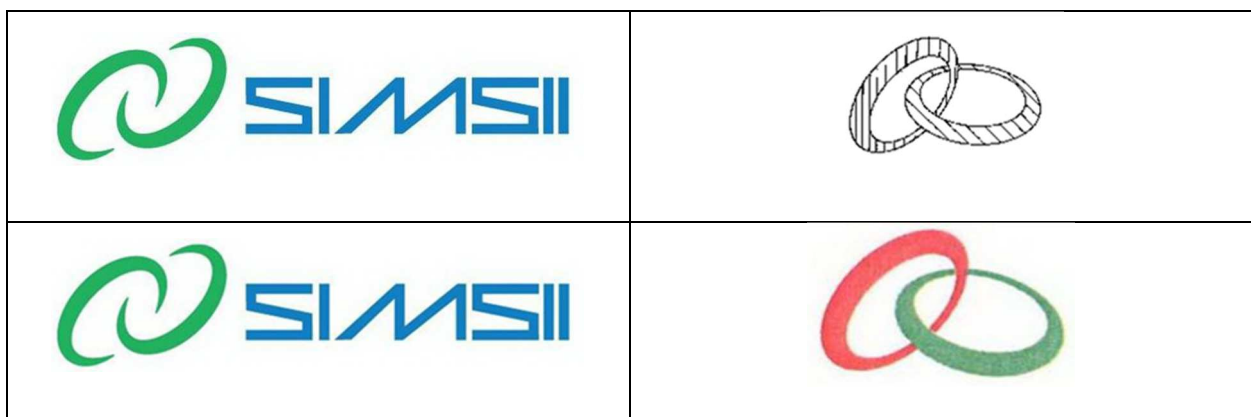
FIRST GROUNDS FOR OPPOSITION:
PRIORITY & LIKELIHOOD OF CONFUSION
15 U.S.C. § 1052(d)

20. Opposer hereby repeats and re-alleges the allegations contained in paragraphs 1 through 19 above as if fully set forth herein.

21. As described above, Opposer is the owner of common law and registered rights in the incontestable Interlocking Rings Design Mark.

22. Opposer's use in commerce and registrations of the Interlocking Rings Design Mark long predates any priority date Applicant can claim for its SIMSII [& Interlocking Rings Design] mark.

23. The marks in question are highly similar in that they both feature the nearly identical interlocking ring designs – particularly when considering that the '531 Registration and the '167 Registration featuring one of the rings being a nearly identical green to that identified in the '561 Application. For easy comparison, see:





24. The goods claimed in the subject '561 Application are legally identical to Opposer's goods.

25. To the extent that the respective goods are legally identical or overlapping, it is presumed that Applicant's goods would travel and/or be promoted in the same or similar channels of trade as Opposer's, for sale to the same class of consumers.

26. There is a likelihood that consumers and potential consumers of either Opposer or Applicant will be confused or deceived into believing that the goods emanate from the same source, or that one is somehow sponsored by or affiliated with the other, all to the great detriment of the goodwill which Opposer has built in its Interlocking Rings Design Mark.

27. As a result of this likely confusion, Opposer is likely to be irreparably harmed and damaged by the allowance of the '561 Application.

28. Opposer has not consented and does not consent to Applicant's use or registration of Applicant's proposed mark in the United States.

WHEREFORE, Opposer respectfully requests that the Board sustain this Opposition, and refuse registration of the '561 Application, and grant such other and further relief as the Board deems just and proper.

Respectfully submitted,
ENTEGRIS, INC.

By its Attorneys,

Date: December 31, 2018

/Cynthia Johnson Walden/

Cynthia J. Walden

John P. McCormick

FISH & RICHARDSON P.C.

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P.O. Box 1022

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Facsimile: (617) 542-8906

tmdoctc@fr.com; walden@fr.com,

mccormick@fr.com

Exhibit 1



Trademarks > Trademark Electronic Search System (TESS)

TESS was last updated on Mon Dec 31 04:51:02 EST 2018

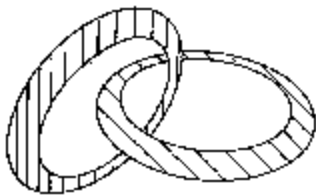
[TESS HOME](#)
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[FREE FORM](#)
[BROWSE DICT](#)
[SEARCH OG](#)
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List At: OR to record: **Record 4 out of 4**

[TSDR](#)
[ASSIGN Status](#)
[TTAB Status](#)
(Use the "Back" button of the Internet Browser to return to TESS)



Goods and Services IC 007. US 013 019 021 023 031 034 035. G & S: ELECTRIC WELDING MACHINES FOR WELDING PLASTIC TUBING AND FITTINGS; AND PNEUMATIC PLASTIC VALVES. FIRST USE: 20000501. FIRST USE IN COMMERCE: 20000501

IC 009. US 021 023 026 036 038. G & S: ARTICLES USED IN LABORATORIES, IN THE PHARMACEUTICAL, BIOTECHNOLOGY, FOOD, AND CHEMICAL PROCESSING INDUSTRIES, AND IN INDUSTRIAL MANUFACTURING PLANTS, NAMELY, CARRIERS FOR SEMICONDUCTOR WAFERS AND SUBSTRATES AND HANDLES THEREFOR, STORAGE BOXES AND COVERS FOR SEMICONDUCTOR WAFERS AND SUBSTRATES, SHIPPING CONTAINER AND HANDLING TRAYS FOR SEMICONDUCTOR WAFERS, SUBSTRATES, AND PHOTOPLATES; TRAYS FOR HOLDING ELECTRONIC COMPONENTS; SEMICONDUCTOR WAFER, CHIP AND PHOTOPLATE IDENTIFYING MATERIALS NAMELY CLIP-ON IDENTIFICATION TAGS FOR TRAYS, CARRIER HOLDING TRAYS, PHOTOPLATE CARRIERS, ADJUSTABLE CARRIERS, CARRIERS FOR MAGNETIC STORAGE DISKS, STORAGE BOXES AND COVERS AND SHIPPING CONTAINERS FOR MAGNETIC STORAGE DISKS; LABORATORY EQUIPMENT NAMELY, GRADUATED MEASURING CONTAINERS, BEAKERS, LIQUID STORING PANS, VACUUM PROBES, GAUGE PROTECTORS AND SOLENOID VALVES; CHEMICAL RESISTANT SENSORS, PROBES AND CONNECTING CABLES; FLUID DETECTORS TO DETECT THE PRESENCE OR ABSENCE OF FLUIDS IN PROCESSING ENVIRONMENTS. FIRST USE: 20000501. FIRST USE IN COMMERCE: 20000501

IC 017. US 001 005 012 013 035 050. G & S: PLASTIC TUBES AND PIPES; PLASTIC CONNECTORS AND FITTINGS FOR TUBES AND PIPES NAMELY, UNIONS, REDUCERS, MALE CONNECTORS, TEES, ELBOWS, PANEL MOUNTS, CAPS, PLUGS, NIPPLES, FERRULE NUTS AND PLUGS, BARB FITTINGS, AND TUBE TO PIPE ADAPTERS, AND TUBE TO BARREL CONNECTORS, ALL FOR GENERAL INDUSTRIAL USE. FIRST USE: 20000501. FIRST USE IN COMMERCE: 20000501

IC 020. US 002 013 022 025 032 050. G & S: PLASTIC SPRAY NOZZLES AND PLASTIC FASTENERS NAMELY, SCREWS, NUTS, AND BOLTS; AND MANUALLY OPERATED PLASTIC VALVES, PLASTIC BARRELS FOR STORING AND DISPENSING CHEMICALS, FITTED PLASTIC LINERS FOR BARRELS FOR STORING AND DISPENSING CHEMICALS, AND PLASTIC SPRING OPERATED CHECK VALVES; AND EQUIPMENT, NAMELY, WASHERS AND DRIERS FOR SEMICONDUCTOR AND MAGNETIC DISK

CARRIERS, BOXES, AND SHIPPING CONTAINERS. FIRST USE: 20000501. FIRST USE IN COMMERCE: 20000501

Mark Drawing Code (2) DESIGN ONLY

Design Search Code 17.03.03 - Rings, jewelry

Serial Number 76013230

Filing Date March 29, 2000

Current Basis 1A

Original Filing Basis 1B

Published for Opposition October 2, 2001

Registration Number **2632533**

Registration Date October 8, 2002

Owner (REGISTRANT) Entegris, Inc. CORPORATION MINNESOTA 3500 Lyman Boulevard Chaska MINNESOTA 55318

(LAST LISTED OWNER) ENTEGRIS, INC. COMPOSED OF ENTEGRIS, INC. (MINNESOTA) EAGLE DE, INC. CORPORATION DELAWARE 129 Concord Road Billerica MASSACHUSETTS 018214600

Assignment Recorded ASSIGNMENT RECORDED

Attorney of Record Cynthia Johnson Walden

Description of Mark The lining indicates color which is part of the mark. The left oval is red, the right oval is green.

Type of Mark TRADEMARK

Register PRINCIPAL

Affidavit Text SECT 15. SECT 8 (6-YR). SECTION 8(10-YR) 20120919.

Renewal 1ST RENEWAL 20120919

Live/Dead Indicator LIVE

TESS HOME	NEW USER	STRUCTURED	FREE FORM	BROWSE DICT	SEARCH OG	TOP	HELP	PREV LIST	CURR LIST	NEXT LIST
FIRST DOC	PREV DOC	NEXT DOC	LAST DOC							

Exhibit 2



Trademarks > Trademark Electronic Search System (TESS)

TESS was last updated on Mon Dec 31 04:51:02 EST 2018

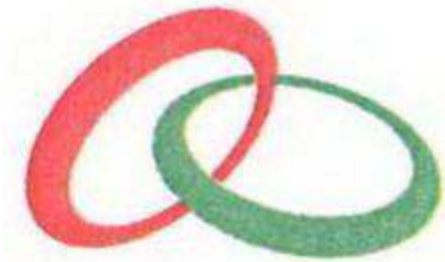
[TESS HOME](#)
[NEW USER](#)
[STRUCTURED](#)
[FREE FORM](#)
[BROWSE DICT](#)
[SEARCH OG](#)
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List At: OR to record: **Record 3 out of 4**

[TSDR](#)
[ASSIGN Status](#)
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(Use the "Back" button of the Internet Browser to return to TESS)



Goods and Services IC 011. US 013 021 023 031 034. G & S: Gas and liquid purification or filtration, contacting and delivery equipment and technology for commercial and industrial use, namely, gas and liquid purification and delivery systems comprising, reservoirs, pumps, filters, cleaners, degassers, extractors, scrubbers, strippers; polymeric and metallic membranes and cartridges for filtering or purifying liquids and associated manifolds; polymeric and metallic membranes and cartridges for filtering or purifying gases; metallic and organic media and cartridges for filtering or purifying liquids and gases including air; gas diffusers; filters for removing large particulate matter; gas and liquid membrane contactors for purifying, concentrating, and degassing liquids; heat exchangers for high purity fluids; and purifiers and filters for removing contaminants from slurries. FIRST USE: 20060101. FIRST USE IN COMMERCE: 20060101

Mark Drawing Code (2) DESIGN ONLY

Design 17.03.03 - Rings, jewelry

Search Code 26.01.16 - Circles touching or intersecting
26.03.13 - Ovals, exactly two (not concentric); Two ovals

Serial Number 85162681

Filing Date October 27, 2010

Current Basis 1A

Original Filing Basis 1A

Published for Opposition August 30, 2011

Registration Number 4055167

Registration Date November 15, 2011

Owner (REGISTRANT) Entegris, Inc. CORPORATION DELAWARE 129 Concord Road Billerica MASSACHUSETTS 018214600

Assignment Recorded ASSIGNMENT RECORDED

Attorney of Record Cynthia Johnson Walden

Prior Registrations 2632533

Description of Mark The color(s) red and green is/are claimed as a feature of the mark. The mark consists of two interlocking ovals of which the left oval is red and the right oval is green.

Type of Mark TRADEMARK

Register PRINCIPAL

Affidavit Text SECT 15. SECT 8 (6-YR).

Live/Dead Indicator LIVE

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[FREE FORM](#)

[BROWSE DICT](#)

[SEARCH OG](#)

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[FIRST DOC](#)

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Exhibit 3



Trademarks > Trademark Electronic Search System (TESS)

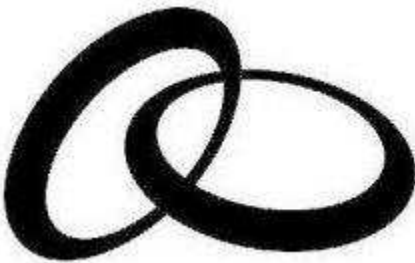
TESS was last updated on Mon Dec 31 04:51:02 EST 2018

[TESS HOME](#) [NEW USER](#) [STRUCTURED](#) [FREE FORM](#) [BROWSE DICT](#) [SEARCH OG](#) [BOTTOM](#) [HELP](#)

[Logout](#) Please logout when you are done to release system resources allocated for you.

Record 1 out of 1

[TSDR](#) [ASSIGN Status](#) [TTAB Status](#) (Use the "Back" button of the Internet Browser to return to TESS)



Goods and Services

IC 006. US 002 012 013 014 023 025 050. G & S: carriers, made primarily of metal, used in the manufacture, storage and transport of semiconductor wafers; clamps made primarily or exclusively of metal for securing together plastic fittings, tubing supports and plastic valves used for plastic tubing and pipe; gas supply equipment for storing gases and dispensing such gases on demand, namely, a metal vessel holding the gas in a pressurized or liquid form, with a flow control valve and regulator, for on-demand dispensing of such gas; manually operated, metal inlet and outlet valves; manually operated, metal manifolds for transferring chemicals; metal chemical delivery cabinets for housing metal containers, valves, manifolds and pipes of metal; metal containers with inlet and outlet valves, for storage and delivery of chemicals; metal gas supply containers holding adsorbent material for use in storing adsorbed gas and from which gas can be desorbed for dispensing from the container; metal gas vessels holding gases for manufacturing semiconductors, solar panels, and flat panel displays; metal manifolds for use in chemical delivery systems for transferring chemicals; metal supports and hangers for plastic tubing and pipe for carrying fluids including gasses, liquids and slurries; pipes and tubes of metal for transferring chemicals; sub-atmospheric pressure gas storage and dispensing systems for gases for manufacturing semiconductors, solar panels, and flat panel displays, comprised of empty metal gas supply containers used for holding adsorbents with gases for manufacturing semiconductors, solar panels, and flat panel displays adsorbed thereon; sub-atmospheric pressure storage and dispensing systems for industrial gases, comprised of metal gas supply containers holding adsorbents with industrial gases adsorbed thereon. FIRST USE: 20151231. FIRST USE IN COMMERCE: 20151231

IC 007. US 013 019 021 023 031 034 035. G & S: Work piece holder used to retain wafers in semiconductor manufacturing tools; chemical processing machines; chemical-mechanical planarization pad conditioners; dispensing pumps for fluids in the microelectronics industry; electric welding machines for welding plastic tubing and fittings and machines for primarily washing, and secondarily drying semiconductor and magnetic disk carriers, boxes and shipping containers; filters for machines for manufacturing microelectronics, and for filtration of water and liquid chemicals; filters for semiconductor manufacturing machines and machine systems used for removing contaminants, particulate matter, particles, impurities, molecular contaminants; gas filters and purifiers for semiconductor manufacturing tools; gas filters, namely, filters for machines having traps for obtaining a sample of a gas-phase contaminant from a gas, gas filtering systems comprising gas filters for machines and housings and fittings therefore, and sampling devices for obtaining a sample of a gas contaminant from a gas for use in connection with industrial installations, semiconductor processing systems, and semiconductor processing tools used in the manufacture of semiconductors; high viscosity fluid dispensing systems comprised of pumps, filters and related electronics for use in the microelectronics industry; housing for disposable liquid filter cartridges for use in the microelectronics industry; industrial machinery and parts therefore, namely, integrated filtration-liquid chemical dispense systems comprising pumps, filters and related

electronics for low and high viscosity fluids including photochemicals, dielectrics, slurries, polyimides and epoxies; Industrial machinery and parts therefore, namely, filter manifolds; re-usable filter housings for machines; gas, vacuum and liquid valves, namely, motor controlled gas, vacuum and liquid valve machines; liquid filtration and purification subsystems composed of filters and housings to remove undesirable particles, gels and other contaminants from wet chemicals in semiconductor manufacturing applications; machine parts for semiconductor machinery, namely, brush rollers for removing detritus from polished surfaces of silicon wafers after planarization; machines and machine parts, namely, devices for removing contaminants from gas, namely, gas filters, gas filtering systems and gas monitoring systems being parts of machines for use in connection with the gas industry, semiconductor processing systems, and semiconductor processing tools; machines for manufacturing embossed carrier tape and cover tape; machines for packaging semiconductor components in embossed carrier tape and cover tape. FIRST USE: 20000501. FIRST USE IN COMMERCE: 20000501

IC 009. US 021 023 026 036 038. G & S: Controllers in the nature of analog and digital mass flow controllers for industrial gases; vapor controllers; articles used in laboratories, in the pharmaceutical, biotechnology, food, and chemical processing industries, and in industrial manufacturing plants namely, carriers for semiconductor wafers and substrates and handles therefor, storage boxes and covers for semiconductor wafers and substrates, shipping container and handling trays for semiconductor wafers, substrates, and photoplates; automated gas flow controllers and gas flow monitors; automatic valve assemblies; bioprocessing systems primarily comprised of mixing hardware, plastic or synthetic bioreactor containers for cell culturing of bioprocess materials and structural parts thereof in the nature of supports and mounting assemblies specially adapted for these containers for manufacturing or laboratory use; carriers, made primarily of plastic, used in the manufacture, storage, and transport of devices, namely, semiconductor wafers, flat panel displays and flat panel display screens; chemical refill and delivery systems in the nature of fluid flow circuitry joined to chemical storage containers for semiconductor manufacturing; chemical resistant sensors, probes and connecting cables, detection apparatus for the presence or absence of fluids in processing environments; chip trays for circuit chips being processed during manufacture and use; computer hardware and software for simulation, benchmarking and assessment of other software, all for use in facilitating the development of software for integrated circuits, integrated circuitry core architecture, and electronic systems and subsystems; computer software for the design, testing, fabrication, or control of gas filtering apparatus and instruments, gas sampling devices, gas monitoring apparatus and instruments, and gas control apparatus and instruments; controllers for dispense pumps, for use in the microelectronics manufacturing industry; controllers for measuring gas mass flow; copper anodes used to plate semiconductors; dispense pump controllers; electric or electronic optically-based sensors for monitoring and controlling concentrations of liquid chemicals used in semiconductor manufacturing; filters for laboratory use; flow meters; fluid dispensing systems allowing for the communication of filter information to the pump, comprised of electronic controls, dispensing pumps and associated filters, sold as a unit, for use in the microelectronics industry; gas flow controllers and gas flow monitors; graphical user interface software; gas pressure gauges; gas pressure switches; gas pressure transducers; laboratory equipment namely, graduated measuring containers, breakers, liquid storing pans, vacuum probes, gauge protectors and solenoid valves; liquid crystal display screens; measurement instruments for the semiconductor, flat panel, lithium ion battery, and pharmaceutical industries, namely, pressure transducers, pressure sensors, pressure transmitters, flow controllers, flow meters, level transducers, level sensors, level transmitters, temperature transducers, temperature sensors and temperature transmitters; electric or electronic, differential pressure or optically-based chemical and fluid monitoring and measurement sensors namely, concentration monitors, concentration analyzers, concentration sensors, pressure transducers, pressure sensors, pressure transmitters, flow controllers, flow meters, level transducers, level sensors, level transmitters, temperature transducers, temperature sensors, temperature transmitters, density correctors, viscosity meters, viscosity analyzers, valves, manifolds and regulators, with graphical user interface software for monitoring, blending and controlling concentrations of liquid chemicals used in semiconductor, pharmaceutical, water treatment, lithium ion battery flat panel display and chemical manufacturing applications; microprocessor-based pressure control units; non-destructive analyzers for semiconductor materials and semiconductor manufacturing processes; plastic boxes, carriers and trays for transferring, shipping and storing memory disks; probes which detect, measure the presence of, and permit the dispensing of liquid chemicals, sold as components of bag-in-bottle container systems for dispensing liquid chemicals, all for commercial and industrial uses; pump controllers for high viscosity fluid dispensing systems for use in the microelectronics industry; sensors for measuring chemical levels; radio frequency identification system comprised of readers, tags and software for identifying and tracking liquid chemical containers and dispensers; readout boxes for flow measurement; recovery systems, namely, ultrasonic devices for use in breaking up and removing select particulates from slurries; reticle carriers, namely, boxes for securing reticles for semiconductor manufacturing, reticle carrier stockers, namely, storage systems for reticle carriers, bare reticle stockers, namely, storage systems for reticles, reticle carrier side scanner racks, namely, purge systems for reticle carriers, reticle carrier libraries, namely, systems for storing small quantities of reticle carriers in semiconductor process tools; scientific and laboratory ware made of plastic; semiconductor wafer, chip and photoplate identifying materials, namely, clip-on identification tags and identification tags for trays, carrier holding trays, photoplate carriers, adjustable carriers, carriers for magnetic storage disks, storage boxes and covers and shipping containers for magnetic storage disks; sensors and analyzers for

semiconductor manufacturing process monitoring; static protective material handling products, namely, wafer carriers, storage boxes, mask packages and chip trays specifically designed for use with electronic parts; sub-atmospheric pressure storage and dispensing systems for industrial gases, comprised of gas supply containers holding adsorbents with industrial gases adsorbed thereon; subatmospheric pressure storage and dispensing systems for industrial gases in the nature of fluid flow circuitry joined to chemical storage containers for semiconductor manufacturing; trays for holding electronic components; wafers and epitaxial thin films sold as a component of micro-electronic substrates. FIRST USE: 20000501. FIRST USE IN COMMERCE: 20000501

IC 011. US 013 021 023 031 034. G & S: Apparatus, namely, gas filtering systems, comprised of reservoirs, pumps, filters, cleaners, degassers, extractors, scrubbers, strippers; polymeric and metallic membranes and cartridges for filtering or purifying liquids and associated manifolds; polymeric and metallic membranes and cartridges for filtering or purifying gases; metallic and organic media and cartridges for filtering or purifying liquids, gas filters, gas monitoring systems comprised of manifolds, valves, regulators, flow controllers, and piping systems, and gas control systems comprised of valves, regulators, flow controllers, and piping systems for use in the gas, semiconductor, electronics, photolithography, integrated circuit, and integrated optical systems industries, and parts, fittings and components for the aforesaid goods; devices for removing metallic ion contaminants from liquid process streams used to manufacture semiconductors, namely, purifiers for removing metallic ion contaminants and combination purifier/filters for removing metallic ion and particulate contaminants; filter system composed of a water, chemical or slurry filtration cartridge and distribution manifold for industrial use, namely, in the filtration and purification of chemicals, water and slurries; filtering units for filtration of particulate matter from water and liquid chemicals, for use in manufacturing semiconductors; filters and purifiers for removing particulate and molecular contaminants from air for industrial use; filters for liquids in the microelectronics industry; filters for removing large particulate matter; filters for slurries for use in the microelectronics industry; filters and purifiers for industrial applications for the filtration and purification of photochemical solvent; filters for filtration of liquid process chemicals, for industrial use; fluid filters and associated manifolds for use in connecting and disconnecting the filters and the filter housing, used in the microelectronics industry; fluid filtration units for industrial use, and parts therefor; gas and liquid membrane contactors for purifying, concentrating, and degassing liquids; gas and liquid purification or filtration, contacting and delivery equipment and technology for commercial and industrial use, namely, gas and liquid purification and delivery systems comprising, reservoirs, pumps, filters, cleaners, degassers, extractors, scrubbers, strippers; gas diffusers for use with process chambers; gas diffusers; gas filters and purifiers for industrial installations; gas purifier and delivery systems, namely, gas manifolds, valves, regulators, flow controllers, and piping systems; heat exchangers for high purity fluids; industrial gas purification units; liquid chemical filter cartridge manifold for industrial use, namely, for use with pumps for any liquid-chemical carrying pipe or tube; liquid filters for use in the semiconductor industry; metallic and organic media and cartridges for filtering or purifying liquids and gases including air; polymeric and metallic membranes and cartridges for filtering or purifying gases; polymeric and metallic membranes and cartridges for filtering or purifying liquids and associated manifolds; purifiers and filters for removing contaminants from slurries; purge gas purifiers, purge gas filters, air filters for removing chemical and molecular contaminants, air filters for removing particulate contaminants, air and gas purifiers for use in reticle carriers, air and gas purifiers for use in reticle carrier related articles, namely, stockers, side scanner racks and libraries, air and gas filters for use in reticle carriers, air and gas filters for use in reticle carrier accessories, namely, storage systems and purge systems; purification products and parts therefore, namely, polymeric membranes and cartridges for filtering/purifying liquids; purification unit for removal of dissolved contaminants from gases for use in the semi-conductor industry; purifiers and filters for removing contaminants from slurries; ultrapure water purification units for use in the microelectronics industry; water filters for ultra-pure water systems; water filters for use in microelectronics manufacturing. FIRST USE: 20060101. FIRST USE IN COMMERCE: 20060101

IC 016. US 002 005 022 023 029 037 038 050. G & S: Plastic and synthetic bags for material containment and transfer, which may be used by attaching the bags to clamps and connectors on various items. FIRST USE: 20170825. FIRST USE IN COMMERCE: 20170825

IC 017. US 001 005 012 013 035 050. G & S: Adhesive tape for industrial and commercial use, namely, embossed carrier tape, cover tape, and reels for packaging semiconductor components during shipping and storage; fluid dispensing devices, namely, plastic fluid dispense heads, for attachment to a drum to dispense fluid chemicals, all for use in the semiconductor manufacturing industry; plastic pipe and pipe fittings; plastic coupling with threaded coupling nut and split ring keeper for plastic tubing; plastic fitting for attachment to plastic tubing for use in laboratories and industrial installations requiring chemical resistance to and purity of conveyed liquids; plastic in bars, blocks, pellets, rods, and sheets for further manufacture for general industrial use, manufacturing, molding and general industrial use; plastic pipes for transporting or delivering natural gas, plastic plumbing fitting for attachment to plastic tubing; plastic tubing and plastic pipe for carrying fluids including gasses, liquids and slurries; plastic tubing for use in laboratory and industrial use; rod stock and billets formed of fluoropolymer plastics for general industrial use. FIRST USE: 20000501. FIRST USE IN COMMERCE: 20000501

IC 020. US 002 013 022 025 032 050. G & S: Carriers, containers, and storage boxes made primarily of plastic, and parts therefor, for the manufacture, storage, processing, transport, and protection of disks used for computer hard drives, substrates, silicon wafers, semiconductor wafers, electronic components, masks and memory disks; non-metal clamps for securing together plastic fittings, tubing supports and plastic valves used for plastic tubing and pipe; non-metallic containers for chemical fluids and fluid dispensers connectable to such containers for use therewith to dispense chemical fluids from such containers all for industrial use; plastic containers for liquid chemicals and dispensers for use therewith all for commercial use; plastic drums, barrels and containers for commercial use; plastic plug valves, being other than machine parts, for chemical sampling and process monitoring; plastic spray nozzles and plastic fasteners namely, screws, nuts, and bolts; manually operated plastic valves, plastic barrels for storing and dispensing chemicals, plastic liners for barrels for storing and dispensing chemicals, plastic spring operated check valves, and plastic pneumatically operated valves; plastic valves being other than machine parts; plastic valves for use in semiconductor processing operations and pharmaceutical manufacturing operations and plastic manifolds for mounting plastic valves; polymer containers for packaging memory disk substrates and silicon wafers; polymer containers for packaging silicon wafers. FIRST USE: 20000501. FIRST USE IN COMMERCE: 20000501

IC 021. US 002 013 023 029 030 033 040 050. G & S: Electronic capacitance-type sensors; electronic control modules for controlling fluids, namely, liquid chemicals; electronic leak well adaptor; electronic proximity adaptor detecting presence of liquid or solid target; electronic sensor probe and cable assembly; electronic tank level adaptor; electronic tube ring adaptor detecting presence or absence of conductive media in a tube. FIRST USE: 20031130. FIRST USE IN COMMERCE: 20031130

IC 022. US 001 002 007 019 022 042 050. G & S: Plastic and synthetic bags for containment, transfer and/or mixing of medical, pharmaceutical, biopharmaceutical or bioprocessing materials. FIRST USE: 20170825. FIRST USE IN COMMERCE: 20170825

IC 035. US 100 101 102. G & S: Computerized on-line ordering services featuring fluid purification and control products directed to manufacturers of integrated circuits, semiconductors, microelectronics components, flat panel displays, fiber optic cables and components, optical memory devices and solar cells, and to manufacturers of tools used by such manufacturers; retail store services featuring extended warranties for equipment used in the manufacture of semiconductor and micro-electronic devices; business consulting services relating to the distribution of semiconductors and microelectronic devices. FIRST USE: 20000501. FIRST USE IN COMMERCE: 20000501

IC 037. US 100 103 106. G & S: Repair and rebuilding services for dispense systems, flow controllers, pressure sensors, and vacuum valves and controllers in the field of semiconductors. FIRST USE: 20101231. FIRST USE IN COMMERCE: 20101231

IC 042. US 100 101. G & S: Engineering and technical consultation in the field of semiconductor, microelectronics and flat panel display; and manufacturing and process improvement in the field of contamination identification, measurement, and control; scientific and technical consulting and research services in the field of reticle carrier work environments in a semiconductor manufacturing facility, namely, contamination monitoring and control, process reaction, and process improvement; technical consultation and support services in the nature of troubleshooting by providing engineering design and product information in the field of advanced materials and chemical precursors and products thereof, namely, thin film materials, organometallic source reagent compounds, chemical vapor deposition equipment, and chemical reagent delivery systems for chemical vapor deposition, semiconductor and chemical reagents, in the field of computer hardware and software for the development of software for integrated circuits, integrated circuits, integrated circuitry core architecture, electronic systems and subsystems, encoded integrated circuit cards and smart cards, equipment and software for the non-destructive analysis of materials, equipment and software for monitoring fluids and fluid streams to determine the presence, characteristics and concentration of specific parts therefore, analytical monitoring and process control equipment, and piezoelectric chemical analysis equipment; technical consultation in the fields of transportation, processing, storage, and packaging of semiconductor wafers and electronic components; technical consultation in the fields of the use, cleaning, and recycling of carriers and containers for semiconductor wafers and electronic components. FIRST USE: 20000501. FIRST USE IN COMMERCE: 20000501

Mark
Drawing (2) DESIGN ONLY
Code
Design 26.01.13 - Circles, two (not concentric); Two circles
Search Code 26.01.16 - Circles touching or intersecting
26.01.21 - Circles that are totally or partially shaded.
Serial
Number 87978665
Filing Date December 20, 2016

Current Basis 1B
Original Filing Basis 1B
Published for Opposition January 23, 2018
Owner (APPLICANT) Entegris, Inc. CORPORATION DELAWARE 129 Concord Road, Building #2 Billerica MASSACHUSETTS 01821
Attorney of Record Cynthia Johnson Walden
Prior Registrations 2632533;4055167
Description of Mark Color is not claimed as a feature of the mark. The mark consists of two intersecting circles.
Type of Mark TRADEMARK. SERVICE MARK
Register PRINCIPAL
Live/Dead Indicator LIVE

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Exhibit 4



Trademarks > Trademark Electronic Search System (TESS)

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Please logout when you are done to release system resources allocated for you.

Record 1 out of 1

[TSDR](#) [ASSIGN Status](#) [TTAB Status](#) (Use the "Back" button of the Internet Browser to return to TESS)



Word Mark SIMSII

Goods and Services IC 009. US 021 023 026 036 038. G & S: Laboratory filters. FIRST USE: 20160120. FIRST USE IN COMMERCE: 20160120

Mark Drawing Code (3) DESIGN PLUS WORDS, LETTERS, AND/OR NUMBERS

Design Search Code 26.17.09 - Bands, curved; Bars, curved; Curved line(s), band(s) or bar(s); Lines, curved

Serial Number 87742561

Filing Date January 3, 2018

Current Basis 1A

Original Filing Basis 1A

Published for Opposition September 4, 2018

Owner (APPLICANT) Simsii, Inc. DBA Simsii, Inc. CORPORATION CALIFORNIA 133 PORT 133 PORT IRVINE CALIFORNIA 926181163

Description of Mark The color(s) green and blue is/are claimed as a feature of the mark. The mark consists of the stylized wording "SIMSII" in blue to the right of two incomplete interlaced circles in green.

Type of Mark TRADEMARK

Register PRINCIPAL

Live/Dead Indicator LIVE

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