

ESTTA Tracking number: **ESTTA998495**

Filing date: **08/29/2019**

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	Microban Products Company
Granted to Date of previous extension	09/01/2019
Address	11400 Vanstory Drive Huntersville, NC 28078 UNITED STATES

Attorney information	JOHN C. MCELWAINE NELSON MULLINS RILEY & SCARBOROUGH LLP 301 SOUTH COLLEGE STREET Suite 2300 CHARLOTTE, NC 28202 UNITED STATES ip@nelsonmullins.com, john.mcelwaine@nelsonmullins.com 843-720-4302
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Applicant Information

Application No	88094128	Publication date	03/05/2019
Opposition Filing Date	08/29/2019	Opposition Period Ends	09/01/2019
Applicant	Microbide Limited Dublin Docklands Innovation Park 128-130 East Wall Road Dublin 3 IRELAND		

Goods/Services Affected by Opposition

Class 001. First Use: 0 First Use In Commerce: 0 All goods and services in the class are opposed, namely: Aldehydes; aldehyde combinations consisting of aldehydes and surfactants as rawmaterials for use in the manufacture of industrial, consumer, and household products; mono-aldehydes; di-aldehydes; aldehydesurfactant complex solutions consisting of consisting of aldehydes and surfactants for use in the manufacture of biocides; food preservative compositions
Class 005. First Use: 0 First Use In Commerce: 0 All goods and services in the class are opposed, namely: Biocides; biodegradable biocides; germicides; bactericides; fungicides; insecticides; antimicrobial preservatives for cosmetics for use in the food, industrial, cleaning, water purification, hospitals, and laboratory industries

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.	1141006	Application Date	04/03/1978
Registration Date	11/04/1980	Foreign Priority Date	NONE
Word Mark	MICROBAN		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 001. First use: First Use: 1975/09/17 First Use In Commerce: 1975/09/17 Additive to Impart Antibacterial, Antifungal and Antimicrobial Properties to Plastic Resins		


U.S. Registration No.	1464213	Application Date	08/14/1986
Registration Date	11/10/1987	Foreign Priority Date	NONE
Word Mark	MICROBAN		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 005. First use: First Use: 1961/08/01 First Use In Commerce: 1961/08/01 LIQUID/SPRAY DISINFECTING, ANTIBACTERIAL, ANTIFUNGAL AND DE-ODORIZING PREPARATIONS		

U.S. Registration No.	2380284	Application Date	02/02/1998
Registration Date	08/29/2000	Foreign Priority Date	NONE
Word Mark	MICROBAN ANTIBACTERIAL PROTECTION		
Design Mark	MICROBAN ANTIBACTERIAL PROTECTION		
Description of Mark	NONE		
Goods/Services	Class 001. First use: First Use: 1995/10/00 First Use In Commerce: 1995/10/00 antimicrobial, antibacterial, and antifungal chemical additives for incorporation into plastic resins and products made from such additives, namely, fibers, fabrics, and a wide variety of plastic resin consumer goods Class 040. First use: First Use: 1995/10/00 First Use In Commerce: 1995/10/00 treatment of plastic resins and products made from such plastic resins, namely, fibers, fabric, and a wide variety of plastic resin consumer goods, with antimicrobial, antibacterial, and antifungal chemical additives		

U.S. Registration No.	2220264	Application Date	09/10/1997
Registration Date	01/26/1999	Foreign Priority	NONE

		Date	
Word Mark	MICROBAN		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 040. First use: First Use: 1975/09/17 First Use In Commerce: 1975/09/17 treatment of plastic resins and products made from such plastic resins, namely, fibers and fabrics, and a wide variety of plastic resin consumer goods, with antimicrobial, antibacterial, and antifungal chemical additives		

U.S. Registration No.	2227218	Application Date	04/25/1997
Registration Date	03/02/1999	Foreign Priority Date	NONE

Word Mark	MICROBAN		
Design Mark			

Description of Mark	NONE		
Goods/Services	<p>Class 001. First use: First Use: 1994/01/23 First Use In Commerce: 1994/01/23 antimicrobial, antibacterial, and antifungal chemical additives for incorporation into plastic resins and products made from such additives, namely, fibers, fabrics, and wide variety of plastic resin consumer goods</p> <p>Class 040. First use: First Use: 1994/01/23 First Use In Commerce: 1994/01/23 [treatment of plastic resins and products made from such plastic resins, namely, fibers and fabrics, and a wide variety of plastic resin consumer goods, with antimicrobial, antibacterial, and antifungal chemical additives]</p>		

U.S. Registration No.	2611477	Application Date	05/08/2000
Registration Date	08/27/2002	Foreign Priority Date	NONE

Word Mark	MICROBAN		
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Design Mark	MICROBAN		
Description of Mark	NONE		
Goods/Services	Class 001. First use: First Use: 1975/09/17 First Use In Commerce: 1975/09/17 ANTIMICROBIAL, ANTIBACTERIAL, AND ANTIFUNGAL CHEMICAL ADDITIVES FOR INCORPORATION INTO PLASTIC RESINS AND PRODUCTS MADEFROM SUCH ADDITIVES, NAMELY, FIBERS, FABRICS, AND A WIDE VARIETY OF PLASTIC RESIN CONSUMER GOODS		

U.S. Registration No.	3614683	Application Date	02/29/2008
Registration Date	05/05/2009	Foreign Priority Date	NONE

Word Mark	MICROBAN		
Design Mark	MICROBAN		
Description of Mark	NONE		
Goods/Services	Class 017. First use: First Use: 2001/05/01 First Use In Commerce: 2001/05/01 Adhesive sealant and caulking compound;Caulking; Caulking compounds; Caulking materials; Rubber sealant for caulking and adhesive purposes; Weatherstripping sealants in the nature of caulk		

U.S. Registration No.	4882423	Application Date	06/25/2014
Registration Date	01/05/2016	Foreign Priority Date	NONE
Word Mark	MICROBAN		

Design Mark	<h1>MICROBAN</h1>
Description of Mark	NONE
Goods/Services	Class 003. First use: First Use: 2006/10/01 First Use In Commerce: 2006/10/01 All purpose cleaning preparation with deodorizing properties; All purpose cleaning preparations; All-purpose cleaners; Automobile carpet and upholstery cleaning preparations; Automotive cleaning preparations; Cleaning agents and preparations; Cleaning preparations; Cleaning preparations for cleaning surfaces; Cleaningpreparations for household purposes; Cleaning preparations that eliminate bacteria that cause products to age or produce foul odors; Household cleaning preparations

U.S. Registration No.	4954816	Application Date	08/14/2015
Registration Date	05/10/2016	Foreign Priority Date	NONE

Word Mark	MICROBAN
Design Mark	


Description of Mark	The mark consists of an orb totally shaded in blue and surrounded by four triangles completely shaded in red surrounding the blue orb with the word "MICROBAN" next to the blue orb with the surrounding red triangles.
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Goods/Services	Class 003. First use: First Use: 2006/10/01 First Use In Commerce: 2006/10/01 all purpose cleaning preparations; all purpose cleaning preparations with deodorizing properties; carpet and upholsterycleaning preparations; automotive cleaning preparations; cleaning agents for cleaning hard and soft surfaces; cleaning preparations for use in healthcare, residential, commercial and industrial settings; cloths impregnated with cleaning preparations; carpet and upholstery cleaners with deodorizer; hand cleaning gels; hand cleaning preparations; hand soaps; liquid soaps for hands, face and body; antibacterial soap Class 005. First use: First Use: 2006/10/01 First Use In Commerce: 2006/10/01 deodorizing cleaning preparations; disinfectant bathroom cleaners; disinfectants for sanitary purposes for use in healthcare, industrial, residential and commercial facilities; disinfectants for use on medical equipment, flooring, walls and bathroom fixtures for sanitary purposes; disinfectants for sanitary purposes; disinfectants for hygienic purposes; disposable wipes impregnated with disinfecting chemicals or compounds therefor for use in healthcare, industrial, residential and commercial facilities; disposablewipes impregnated with disinfecting chemicals or compounds therefor for use on medical equipment, flooring, walls and bathroom fixtures; disposable sanitizing wipes; antiseptic wipes; antibacterial handwash
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U.S. Registration No.	5335874	Application Date	08/11/2015
Registration Date	11/14/2017	Foreign Priority Date	NONE
Word Mark	MICROBAN ENDURE		
Design Mark	MICROBAN ENDURE		
Description of Mark	NONE		
Goods/Services	Class 005. First use: First Use: 2015/02/28 First Use In Commerce: 2015/02/28 Disinfectants for use in healthcare, industrial and commercial facilities for sanitary purposes; disinfectants for medical instruments; disinfectants for use on medical equipment, flooring, walls, and bathroom fixtures for sanitary purposes; disinfectants for sanitary purposes; disinfectants for hygienic purposes; disposable wipes impregnated with disinfecting chemicals or compounds therefor for use in healthcare, industrial and commercial facilities; disposable wipes impregnated with disinfecting chemicals or compounds therefor for use on medical equipment, flooring, walls, and bathroom fixtures; disposable sanitizing wipes; antiseptic wipes		

U.S. Registration No.	5201589	Application Date	05/20/2016
Registration Date	05/09/2017	Foreign Priority Date	NONE
Word Mark	MICROBAN		
Design Mark			
Description of Mark	The mark consists of the wording "MICROBAN" in dark blue stylized font alongside a geometric design comprising a dark blue circle surrounded by an incomplete triangle featuring rounded corners and edges shown in the colors dark blue, lightblue, orange and brown all displayed against a white background, which is not claimed as part of the mark.		
Goods/Services	Class 005. First use: First Use: 2016/11/30 First Use In Commerce: 2016/11/30 Antimicrobial coatings to treat the growth of mold, mildew, bacteria and fungus on various surfaces; antimicrobial preparations for inhibiting mold, mildew and bacteria on various surfaces; antimicrobial handwash; all-purpose disinfectants for inhibiting growth of bacteria on various surfaces; disinfectants for hygienic purposes; disinfectants for sanitary purposes; disinfectant bathroom cleaners; odor neutralizing preparations for use on carpets and textiles		

U.S. Registration No.	5242950	Application Date	08/30/2016
Registration Date	07/11/2017	Foreign Priority Date	NONE
Word Mark	MICROBAN		

Design Mark	
Description of Mark	The mark consists of the wording "MICROBAN" in dark blue stylized font alongside a geometric design comprising a dark blue circle surrounded by an incomplete triangle featuring rounded corners and edges shown in the colors dark blue, lightblue, orange and brown all displayed against a white background, which is not claimed as part of the mark.
Goods/Services	Class 042. First use: First Use: 2016/11/30 First Use In Commerce: 2016/11/30 Engineering and consulting in the field of custom designing antimicrobial preparations used in manufacturing a wide variety of professional and consumer goods, including professional and consumer goods made of polymers, textiles and ceramics; engineering and consulting in the field of custom designing chemical preparations and finishing preparations for textiles and polymers; engineering and consulting in the field of custom designing antimicrobial and antifungal preparations for buildings and automobiles

U.S. Registration No.	5300480	Application Date	02/21/2017
Registration Date	10/03/2017	Foreign Priority Date	NONE

Word Mark	MICROBAN
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Design Mark	
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Description of Mark	NONE
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Goods/Services	Class 005. First use: First Use: 1961/08/01 First Use In Commerce: 1961/08/01 Antimicrobial coatings to treat the growth of mold, mildew, bacteria and fungus on various surfaces; antimicrobial preparations for inhibiting mold, mildew and bacteria on various surfaces; antimicrobial handwash; deodorizing cleaning preparations; disinfectant bathroom cleaners; disinfectants for sanitary purposes for use in healthcare, industrial, residential and commercial facilities; disinfectants for use on medical equipment, flooring, walls and bathroom fixtures for sanitary purposes; disinfectants for sanitary purposes; disinfectants for hygienic purposes; disposable wipes impregnated with disinfecting chemicals or compounds therefor for use in healthcare, industrial, residential and commercial facilities; disposable wipes impregnated with disinfecting chemicals or compounds therefor for use on medical equipment, flooring, walls and bathroom fixtures; disposable sanitizing wipes; antiseptic wipes; antibacterial handwash
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U.S. Registration No.	5300486	Application Date	02/21/2017
Registration Date	10/03/2017	Foreign Priority	NONE

		Date	
Word Mark	PROTECTION THAT LIVES ON MICROBAN		
Design Mark			
Description of Mark	The mark consists of the words "PROTECTION THAT LIVES ON" in blue above the word "MICROBAN" in blue with a solid blue circle surrounded by 1 triangle shape shaded in blue and 1 rectangular shape shaded in orange which is featured at the far right after the word "MICROBAN".		
Goods/Services	Class 005. First use: First Use: 2016/11/30 First Use In Commerce: 2016/11/30 Antimicrobial coatings to treat the growth of mold, mildew, bacteria and fungus on various surfaces; antimicrobial preparations for inhibiting mold, mildew and bacteria on various surfaces; antimicrobial handwash; deodorizing cleaning preparations; disinfectant bathroom cleaners; disinfectants for sanitary purposes for use in healthcare, industrial, residential and commercial facilities; disinfectants for use on medical equipment, flooring, walls and bathroom fixtures for sanitary purposes; disinfectants for sanitary purposes; disinfectants for hygienic purposes; disposable wipes impregnated with disinfecting chemicals or compounds therefor for use in healthcare, industrial, residential and commercial facilities; disposable wipes impregnated with disinfecting chemicals or compounds therefor for use on medical equipment, flooring, walls and bathroom fixtures; disposable sanitizing wipes; antiseptic wipes; antibacterial handwash		

U.S. Registration No.	5305659	Application Date	02/22/2017
Registration Date	10/10/2017	Foreign Priority Date	NONE
Word Mark	PROTECTION THAT LIVES ON MICROBAN		
Design Mark			
Description of Mark	The mark consists of the words "PROTECTION THAT LIVES ON" in blue above the word "MICROBAN" in blue with a solid blue circle surrounded by 1 triangle shape shaded in blue and 1 rectangular shape shaded in orange which is featured at the far right after the word MICROBAN.		
Goods/Services	Class 042. First use: First Use: 2016/11/30 First Use In Commerce: 2016/11/30 engineering and consulting services for the custom design of antimicrobial treatments to be used in the manufacture of a wide variety of professional and consumer goods, including those made of polymers, textiles and ceramics; engineering and consulting services for the custom design of chemical treatments and finishing agents for textiles and polymers; engineering and consulting services for the custom design of antimicrobial and antifungal treatments to be applied to buildings and automobiles		

U.S. Application/ Registration No.	NONE	Application Date	NONE
Registration Date	NONE		
Word Mark	MICROBAN		
Goods/Services	MICROBAN is used in connection with connection with embedded an-		

	<p>timicrobial solutions in healthcare products and equipment, including but not limited to, mobile carts, surgical drapes, medication dispenser units, medical curtains, shelving units, medical office equipment and electronics, dental trays, medical tools, healthcare scales, hospital beds, healthcare textiles, healthcare furniture and seating, cleaning supplies, and healthcare footwear.</p>
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Attachments	<p>75426927#TMSN.png(bytes) 75280847#TMSN.png(bytes) 76042781#TMSN.png(bytes) 77410208#TMSN.png(bytes) 86319908#TMSN.png(bytes) 86725396#TMSN.png(bytes) 86721273#TMSN.png(bytes) 87044464#TMSN.png(bytes) 87155449#TMSN.png(bytes) 87343831#TMSN.png(bytes) 87343879#TMSN.png(bytes) 87345648#TMSN.png(bytes) Notice of Opposition - MICROBIDE - with exhibits.pdf(520799 bytes)</p>
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Signature	/Lauren G. Hunstad/
Name	Lauren G. Hunstad
Date	08/29/2019

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

Microban Products Company

Opposer,

v.

Microbide Limited,

Applicant.

Opposition No. _____

In re Serial No. 88/094,128

Mark: MICROBIDE

Published on March 5, 2019


NOTICE OF OPPOSITION

Microban Products Company (“Opposer”), a North Carolina corporation with a principal place of business at 11400 Vanstory Drive Huntersville, North Carolina 28078, United States of America believes that it will be damaged by the issuance of a registration for the applied-for mark MICROBIDE, Serial Number 88/094,128, filed by Microbide Limited (“Applicant”) reciting the services “Aldehydes; aldehyde combinations consisting of aldehydes and surfactants as raw materials for use in the manufacture of industrial, consumer, and household products; mono-aldehydes; di-aldehydes; aldehydesurfactant complex solutions consisting of consisting of aldehydes and surfactants for use in the manufacture of biocides; food preservative composition” in Class 1 and “Biocides; biodegradable biocides; germicides; bactericides; fungicides; insecticides; antimicrobial preservatives for cosmetics for use in the food, industrial, cleaning, water purification, hospitals, and laboratory industries” in Class 5. Opposer hereby opposes the same pursuant to Section 13(a) of the Lanham Trademark Act of 1946 (“Lanham Act”), 15 U.S.C. § 1063(a).



Opposer, in support of its opposition, alleges as follows:



1. Opposer is a North Carolina corporation with a principal place of business at 11400 Vanstory Drive, Huntersville, North Carolina 28078.
2. Opposer is the global leader in antimicrobial and odor control solutions. For instance, since the early 1980's, Opposer has manufactured chemical additives that provide antibacterial, antifungal, and antimicrobial properties to various products including textiles, polymers, and glass. Opposer's antimicrobial technologies offered in association with its MICROBAN trademarks work to eliminate damaging microbial growth on products and surfaces without impacting aesthetics or functionality.
3. Opposer's MICROBAN-branded antimicrobial and odor control solutions are utilized by more than two hundred companies on over 1,000 products in more than thirty countries. The Microban® brand is a valuable trustmark offering customers reassurance that they are purchasing products with durable and effective antimicrobial protection.
4. To fully protect the MICROBAN trademark, Opposer is the registrant and owner of incontestable U.S. Registration No. 1,141,006 for MICROBAN in Class 1 for "additive to Impart Antibacterial, Antifungal and Antimicrobial Properties to Plastic Resins."
5. In addition, Microban owns numerous U.S. Trademark Registrations for MICROBAN for a wide-variety of goods and related services, including but not limited to, goods in Classes 1 (additives), 3 (cleaning preparations), 5 (antibacterial preparations), 9 (carrying cases), 10 (medical apparel), 11 (filters), 16 (garbage bags), 17 (adhesives), 19 (tiles) 21 (cutting boards), 22 (storage bags), and 25 (scrubs) as well as services in Classes 40 (treatment of antibacterial preparations) and 42 (consulting / designing antimicrobial preparations).

6. Opposer owns, and will rely upon in this Opposition, Opposer’s valid federal registrations for marks consisting of, or containing, “MICROBAN,” which include but are not limited to:

Trademark	Reg. No.	Reg. Date	Classes
MICROBAN	1,141,006 Incontestable	Nov. 4, 1980	1: additive to Impart Antibacterial, Antifungal and Antimicrobial Properties to Plastic Resins.
MICROBAN	1,464,213 Incontestable	No. 10, 1987	5: liquid/spray disinfecting, antibacterial, antifungal and deodorizing preparations
MICROBAN ANTIBACTERIAL PROTECTION	2,380,284	Aug. 29, 2000	1: antimicrobial, antibacterial, and antifungal chemical additives for incorporation into plastic resins and products made from such additives, namely, fibers, fabrics, and a wide variety of plastic resin consumer goods 40: treatment of plastic resins and products made from such plastic resins, namely, fibers, fabric, and a wide variety of plastic resin consumer goods, with antimicrobial, antibacterial, and antifungal chemical additives
MICROBAN	2,220,264 Incontestable	Jan. 26, 1999	40: treatment of plastic resins and products made from such plastic resins, namely, fibers and fabrics, and a wide variety of plastic resin consumer goods, with antimicrobial, antibacterial, and antifungal chemical additives
 Microban	2,227,218 Incontestable	Mar. 2, 1999	1: antimicrobial, antibacterial, and antifungal chemical additives for incorporation into plastic resins and products made from such additives, namely, fibers, fabrics, and wide variety of plastic resin consumer goods.
MICROBAN	2,611,477 Incontestable	Aug. 27, 2002	1: antimicrobial, antibacterial, and antifungal chemical additives for incorporation into plastic resins and products made from such additives, namely, fibers, fabrics, and a wide variety of plastic resin consumer goods
MICROBAN	3,614,683 Incontestable	May 5, 2009	17: Adhesive sealant and caulking compound; Caulking; Caulking compounds; Caulking materials; Rubber sealant for caulking and adhesive purposes; Weatherstripping sealants in the nature of caulk.
MICROBAN	4,882,423	Jan. 5, 2016	3: All purpose cleaning preparation with deodorizing properties; All purpose

			cleaning preparations; All-purpose cleaners; Automobile carpet and upholstery cleaning preparations; Automotive cleaning preparations; Cleaning agents and preparations; Cleaning preparations; Cleaning preparations for cleaning surfaces; Cleaning preparations for household purposes; Cleaning preparations that eliminate bacteria that cause products to age or produce foul odors; Household cleaning preparations.
	4,954,816	May 10, 2016	3: all purpose cleaning preparations; all purpose cleaning preparations with deodorizing properties; carpet and upholstery cleaning preparations; automotive cleaning preparations; cleaning agents for cleaning hard and soft surfaces; cleaning preparations for use in healthcare, residential, commercial and industrial settings; cloths impregnated with cleaning preparations; carpet and upholstery cleaners with deodorizer; hand cleaning gels; hand cleaning preparations; hand soaps; liquid soaps for hands, face and body; antibacterial soap. 5: deodorizing cleaning preparations; disinfectant bathroom cleaners; disinfectants for sanitary purposes for use in healthcare, industrial, residential and commercial facilities; disinfectants for use on medical equipment, flooring, walls and bathroom fixtures for sanitary purposes; disinfectants for sanitary purposes; disinfectants for hygienic purposes; disposable wipes impregnated with disinfecting chemicals or compounds therefor for use in healthcare, industrial, residential and commercial facilities; disposable wipes impregnated with disinfecting chemicals or compounds therefor for use on medical equipment, flooring, walls and bathroom fixtures; disposable sanitizing wipes; antiseptic wipes; antibacterial handwash.
MICROBAN ENDURE	5,335,874	Nov. 14, 2017	5: Disinfectants for use in healthcare, industrial and commercial facilities for sanitary purposes; disinfectants for medical instruments; disinfectants for

			use on medical equipment, flooring, walls, and bathroom fixtures for sanitary purposes; disinfectants for sanitary purposes; disinfectants for hygienic purposes; disposable wipes impregnated with disinfecting chemicals or compounds therefor for use in healthcare, industrial and commercial facilities; disposable wipes impregnated with disinfecting chemicals or compounds therefor for use on medical equipment, flooring, walls, and bathroom fixtures; disposable sanitizing wipes; antiseptic wipes
	5,201,589	May 9, 2017	5: Antimicrobial coatings to treat the growth of mold, mildew, bacteria and fungus on various surfaces; antimicrobial preparations for inhibiting mold, mildew and bacteria on various surfaces; antimicrobial handwash; all-purpose disinfectants for inhibiting growth of bacteria on various surfaces; disinfectants for hygienic purposes; disinfectants for sanitary purposes; disinfectant bathroom cleaners; odor neutralizing preparations for use on carpets and textiles.
	5,242,950	Jul. 11, 2017	42: Engineering and consulting in the field of custom designing antimicrobial preparations used in manufacturing a wide variety of professional and consumer goods, including professional and consumer goods made of polymers, textiles and ceramics; engineering and consulting in the field of custom designing chemical preparations and finishing preparations for textiles and polymers; engineering and consulting in the field of custom designing antimicrobial and antifungal preparations for buildings and automobiles.
MICROBAN	5,300,480	Oct. 3, 2017	5: Antimicrobial coatings to treat the growth of mold, mildew, bacteria and fungus on various surfaces; antimicrobial preparations for inhibiting mold, mildew and bacteria on various surfaces; antimicrobial handwash; deodorizing cleaning preparations; disinfectant bathroom cleaners; disinfectants for sanitary purposes for use in healthcare, industrial, residential and commercial

			<p>facilities; disinfectants for use on medical equipment, flooring, walls and bathroom fixtures for sanitary purposes; disinfectants for sanitary purposes; disinfectants for hygienic purposes; disposable wipes impregnated with disinfecting chemicals or compounds therefor for use in healthcare, industrial, residential and commercial facilities; disposable wipes impregnated with disinfecting chemicals or compounds therefor for use on medical equipment, flooring, walls and bathroom fixtures; disposable sanitizing wipes; antiseptic wipes; antibacterial handwash.</p>
	5,300,486	Oct. 3, 2017	<p>5: Antimicrobial coatings to treat the growth of mold, mildew, bacteria and fungus on various surfaces; antimicrobial preparations for inhibiting mold, mildew and bacteria on various surfaces; antimicrobial handwash; deodorizing cleaning preparations; disinfectant bathroom cleaners; disinfectants for sanitary purposes for use in healthcare, industrial, residential and commercial facilities; disinfectants for use on medical equipment, flooring, walls and bathroom fixtures for sanitary purposes; disinfectants for sanitary purposes; disinfectants for hygienic purposes; disposable wipes impregnated with disinfecting chemicals or compounds therefor for use in healthcare, industrial, residential and commercial facilities; disposable wipes impregnated with disinfecting chemicals or compounds therefor for use on medical equipment, flooring, walls and bathroom fixtures; disposable sanitizing wipes; antiseptic wipes; antibacterial handwash.</p>
	5,305,659	Oct. 10, 2017	<p>42: engineering and consulting services for the custom design of antimicrobial treatments to be used in the manufacture of a wide variety of professional and consumer goods, including those made of polymers, textiles and ceramics; engineering and consulting services for the custom design of chemical treatments and finishing agents for textiles and polymers; engineering and consulting services for the custom design of</p>

			antimicrobial and antifungal treatments to be applied to buildings and automobiles.
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The above registrations are referred to collectively as the “MICROBAN Registrations.”

Printouts from the Trademark Status & Document Retrieval (“TSDR”) database showing the current status and title of the MICROBAN Registrations are attached hereto as Exhibit A.

7. In this Opposition, Opposer will also rely on its common law rights in the mark MICROBAN, which is used in connection with embedded antimicrobial solutions in healthcare products and equipment, including but not limited to, mobile carts, surgical drapes, medication dispenser units, medical curtains, shelving units, medical office equipment and electronics, dental trays, medical tools, healthcare scales, hospital beds, healthcare textiles, healthcare furniture and seating, cleaning supplies, and healthcare footwear. In addition, the extensive expertise of Opposer’s research and development team allows for incorporation of such antimicrobial technologies in variety of substrates used for products in healthcare environments, including plastics, coatings, and textiles. Collectively, Opposer’s common law rights and the MICROBAN Registrations are referred to as the “MICROBAN marks.”

8. Opposer has earlier priority. The registration dates and dates of first use in commerce claimed in all of the MICROBAN Registrations predate the Applicant’s filing date for Serial No. 88/094,128 and any other date on which Applicant may rely for purposes of priority.

9. Upon information and belief, Applicant is an Irish Limited Company with a principal place of business of Dublin Docklands Innovation Park, 128-130 East Wall Road, Dublin 3 Ireland.

10. Upon information and belief, Application Serial No. 88/094,128 was filed on August 27, 2018, under Section 1(b), claiming “Aldehydes; aldehyde combinations consisting of

aldehydes and surfactants as raw materials for use in the manufacture of industrial, consumer, and household products; mono-aldehydes; di-aldehydes; aldehydesurfactant complex solutions consisting of consisting of aldehydes and surfactants for use in the manufacture of biocides; food preservative compositions” in International Class 1 and “Biocides; biodegradable biocides; germicides; bactericides; fungicides; insecticides; antimicrobial preservatives for cosmetics for use in the food, industrial, cleaning, water purification, hospitals, and laboratory industries” in International Class 5.

11. Applicant's application was published for opposition in the Official Gazette on March 5, 2019. Opposer filed a request for extension of time to oppose Serial No. 88/094,128 and an extension of time was granted on April 2, 2019. Subsequently, Opposer requested an additional extension of sixty dates which was granted on April 30, 2019. Opposer requested a final sixty-day extension which was granted on June 26, 2019.

12. Applicant’s proposed mark MICROBIDE is confusingly similar to Opposer’s MICROBAN marks in appearance, sound, connotation, and commercial impression.

13. The goods recited in Application Serial No. 88/094,128 are nearly identical to the Class 1, 3, and 5 goods recited in Opposer’s Registration Nos. 1,141,006, 1,464,213, and 4,882,423.

14. The goods in Application Serial No. 88/094,128 are highly related to the goods and services claimed in other classes in Opposer’s MICROBAN Registrations and those of the MICROBAN marks.

15. The applied-for mark MICROBIDE is not entitled to registration because it comprises a mark which so resembles Opposer’s previously used and registered MICROBAN

marks as to be likely to cause confusion, mistake, or deception within the meaning of Section 2(d) of the Lanham Act, 15 U.S.C. § 1052(d).

16. Registration of the applied-for mark MICROBIDE will interfere with Opposer's rights in its MICROBAN marks and will result in damage to Opposer.

17. Opposer will be damaged because, if MICROBIDE is granted registration, the public will be led to believe that the services offered by Applicant under its applied-for mark MICROBIDE are offered or licensed by Opposer or are offered by Applicant under a mark confusingly similar to Opposer's MICROBAN marks with the authorization, permission, or sponsorship of Opposer.

18. For the forgoing reasons, Applicant is not entitled to registration of its applied-for mark for the goods set forth in the application opposed herein, and it is not entitled to the exclusive use thereof.

WHEREFORE, Opposer believes that it will be damaged by said registration of Application Serial No. 88/094,128 and prays that this opposition be sustained and that no registration be issued to Applicant.

The filing fees required by 37 C.F.R. 2.6(a)(17) for filing this Notice of Opposition on behalf of Opposer are paid herewith.

Respectfully submitted:

NELSON MULLINS RILEY & SCARBOROUGH, L.L.P.

Dated: August 29, 2019

By: /Lauren G. Hunstad/
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Attorneys for Microban Products Company

Exhibit A

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Mark: MICROBAN

US Serial Number: 73164676

Application Filing Date: Apr. 03, 1978

US Registration Number: 1141006

Registration Date: Nov. 04, 1980

Register: Principal

Mark Type: Trademark

Status: The registration has been renewed.

Status Date: Mar. 31, 2011

Publication Date: Dec. 18, 1979

Mark Information

Mark Literal Elements: MICROBAN

Standard Character Claim: No

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

Related Properties Information

Claimed Ownership of US Registrations: 10633620

Goods and Services

Note:

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

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

For: Additive to Impart Antibacterial, Antifungal and Antimicrobial Properties to Plastic Resins

International Class(es): 001 - Primary Class

U.S Class(es): 006

Class Status: ACTIVE

Basis: 1(a)

First Use: Sep. 17, 1975

Use in Commerce: Sep. 17, 1975

Basis Information (Case Level)

Filed Use: Yes

Currently Use: Yes

Amended Use: No

Filed ITU: No

Currently ITU: No

Amended ITU: No

Filed 44D: No

Currently 44D: No

Amended 44D: No

Filed 44E: No

Currently 44E: No

Amended 44E: No

Filed 66A: No

Currently 66A: No

Filed No Basis: No

Currently No Basis: No

Current Owner(s) Information

Owner Name: MICROBAN PRODUCTS COMPANY

Owner Address: 11400 VANSTORY DRIVE
HUNTERSVILLE, NORTH CAROLINA 28078
UNITED STATES

Legal Entity Type: CORPORATION

State or Country Where Organized: NORTH CAROLINA

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Rebecca Drzal

Attorney Primary Email Address: trademarks@microban.com

Attorney Email Authorized: Yes

Correspondent

Correspondent Name/Address: Rebecca Drzal
Microban Products Company
11400 Vanstory Drive
Huntersville, NORTH CAROLINA 28078
UNITED STATES

Phone: 704-766-1086

Fax: 704-875-0810

Correspondent e-mail: trademarks@microban.com rebecca.drzal@barrbrands.com kelly.davis@microban.com

Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Jul. 13, 2017	ATTORNEY/DOM.REP.REVOKED AND/OR APPOINTED	
Jul. 13, 2017	TEAS REVOKE/APP/CHANGE ADDR OF ATTY/DOM REP RECEIVED	
Mar. 31, 2011	REVIEW OF CORRESPONDENCE COMPLETE	73376
Mar. 31, 2011	REVIEW OF CORRESPONDENCE COMPLETE	73376
Mar. 31, 2011	REGISTERED AND RENEWED (SECOND RENEWAL - 10 YRS)	73376
Mar. 31, 2011	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	
Mar. 28, 2011	TEAS SECTION 8 & 9 RECEIVED	
Jan. 26, 2009	APPLICANT/CORRESPONDENCE CHANGES (NON-RESPONSIVE) ENTERED	88888
Jan. 26, 2009	TEAS CHANGE OF OWNER ADDRESS RECEIVED	
Feb. 15, 2008	CASE FILE IN TICRS	
Jan. 11, 2007	ATTORNEY/DOM.REP.REVOKED AND/OR APPOINTED	
Jan. 11, 2007	TEAS REVOKE/APP/CHANGE ADDR OF ATTY/DOM REP RECEIVED	
May 11, 2001	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	
May 11, 2001	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	
Dec. 27, 2000	REGISTERED - COMBINED SECTION 8 (10-YR) & SEC. 9 FILED	
Oct. 30, 1987	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	
Feb. 10, 1987	POST REGISTRATION ACTION MAILED - SEC. 8 & 15	
Sep. 15, 1986	REGISTERED - SEC. 8 (6-YR) & SEC. 15 FILED	
Sep. 26, 1985	CANCELLATION TERMINATED NO. 999999	13963
Nov. 04, 1980	REGISTERED-PRINCIPAL REGISTER	

Maintenance Filings or Post Registration Information

Affidavit of Continued Use: Section 8 - Accepted

Affidavit of Incontestability: Section 15 - Accepted

Renewal Date: Nov. 04, 2010

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: GENERIC WEB UPDATE

Date in Location: Mar. 31, 2011

Assignment Abstract Of Title Information

Summary

Total Assignments: 8

Registrant: Convenient Systems, Inc.

Assignment 1 of 8

Conveyance: CHANGE OF NAME 19790227

Reel/Frame: [0453/0591](#)

Pages: 4

Date Recorded: Nov. 23, 1983

Supporting Documents: No Supporting Documents Available

Assignor

Name: [CONVENIENT SYSTEMS, INC.](#)

Execution Date: Mar. 21, 1983

Legal Entity Type: UNKNOWN

State or Country: No Place Where Organized Found
Where Organized:

Assignee

Name: [MAYBERRY CORPORATION](#)

Legal Entity Type: UNKNOWN

State or Country: No Place Where Organized Found
Where Organized:

Address: No Assignee Address Found

Correspondent

Correspondent Name: CHARLES R. RHODES

Correspondent Address: 1310 WACHOVIA BLDG.
GREENSBORO, NC 27402

Domestic Representative - Not Found

Assignment 2 of 8

Conveyance: AFFIDAVIT BY TRUSTEE IN BANKRUPTCY FOR CONVIENT SYSTEMS, INC. TRANSFERRING THE ENTIRE INTEREST AND THE GOOD WILL UNDER SAID MARK TO ASSIGNEE AS OF JULY 20, 1983

Reel/Frame: [0476/0110](#)

Pages: 12

Date Recorded: Sep. 17, 1984

Supporting Documents: No Supporting Documents Available

Assignor

Name: [MAYBERRY CORPORATION](#)

Execution Date: Sep. 11, 1984

Legal Entity Type: UNKNOWN

State or Country: No Place Where Organized Found
Where Organized:

Assignee

Name: [WASHINGTON MILLS, INC.](#)

Legal Entity Type: CORPORATION

State or Country: NORTH CAROLINA
Where Organized:

Address: WINSTON-SALEM, NORTH CAROLINA

Correspondent

Correspondent Name: CHARLES R. RHODES

Correspondent Address: 1310 WACHOVIA BLVD.
GREENSBORO, NC 27402

Domestic Representative - Not Found

Assignment 3 of 8

Conveyance: ASSIGNS THE ENTIRE INTEREST AND THE GOODWILL

Reel/Frame: [0483/0891](#)

Pages: 2

Date Recorded: Dec. 13, 1984

Supporting Documents: No Supporting Documents Available

Assignor

Name: [WASHINGTON MILLS COMPANY](#)

Execution Date: Nov. 20, 1984

Legal Entity Type: CORPORATION

State or Country Where Organized: NORTH CAROLINA

Assignee

Name: [MICROBAN PRODUCTS COMPANY](#)

Legal Entity Type: CORPORATION

State or Country Where Organized: NORTH CAROLINA

Address: WINSTON-SALEM, NORTH CAROLINA

Correspondent

Correspondent Name: CHARLES R. RHODES

Correspondent Address: ONE THOUSAND WACHOVIA BLDG.
GREENSBORO, NC 27402

Domestic Representative - Not Found

Assignment 4 of 8

Conveyance: RE-RECORD OF AFFIDAVID RECORDED SEPT. 17, 1984 REEL 476, FRAME 120-121 TO CORRECT NAME OF ASSIGNEE

Reel/Frame: [0572/0076](#)

Pages: 2

Date Recorded: Aug. 17, 1987

Supporting Documents: No Supporting Documents Available

Assignor

Name: [GILBERT, RICHARD A., TRUSTEE OF THE ESTATE OF CONVENIENT SYSTEMS, INC.](#)

Execution Date: Jul. 31, 1987

Legal Entity Type: CORPORATION

State or Country Where Organized: NORTH CAROLINA

Assignee

Name: [WASHINGTON MILLS, COMPANY](#)

Legal Entity Type: UNKNOWN

State or Country Where Organized: No Place Where Organized Found

Address: No Assignee Address Found

Correspondent

Correspondent Name: CHARLES R. RHODES

Correspondent Address: ONE THOUSAND WACHOVIA BUILDING
GREENSBORO, NC 27402

Domestic Representative - Not Found

Assignment 5 of 8

Conveyance: SECURITY AGREEMENT

Reel/Frame: [2351/0739](#)

Pages: 6

Date Recorded: Aug. 21, 2001

Supporting Documents: [assignment-tm-2351-0739.pdf](#)

Assignor

Name: [MICROBAN PRODUCTS COMPANY](#)

Execution Date: Jul. 30, 2001

Legal Entity Type: CORPORATION

State or Country Where Organized: NORTH CAROLINA

Assignee**Name:** [IMPERIAL BANK](#)**Legal Entity Type:** A CALIFORNIA CHARTERED BANK**State or Country Where Organized:** No Place Where Organized Found**Address:** 226 AIRPORT PARKWAY
SAN JOSE, CALIFORNIA 95110**Correspondent****Correspondent Name:** GRAY CARY WARE & FREIDENRICH**Correspondent Address:** ERIN O'BRIEN
4365 EXECUTIVE DRIVE,
SUITE 1600
SAN DIEGO, CA 92121-2189**Domestic Representative - Not Found****Assignment 6 of 8****Conveyance:** SECURITY AGREEMENT IN LICENSED TRADEMARKS**Reel/Frame:** [2928/0209](#)**Pages:** 13**Date Recorded:** Sep. 02, 2004**Supporting Documents:** [assignment-tm-2928-0209.pdf](#)**Assignor****Name:** [THE HOLMES GROUP, INC.](#)**Execution Date:** May 06, 2004**Legal Entity Type:** CORPORATION**State or Country Where Organized:** MASSACHUSETTS**Assignee****Name:** [GENERAL ELECTRIC CAPITAL CORPORATION, AS COLLATERAL AGENT](#)**Legal Entity Type:** CORPORATION**State or Country Where Organized:** DELAWARE**Address:** 500 WEST MONROE STREET
17TH FLOOR
CHICAGO, ILLINOIS 60661**Correspondent****Correspondent Name:** ELISABETH A. EVERT**Correspondent Address:** 717 NORTH HARWOOD
SUITE 3400
DALLAS, TX 75201**Domestic Representative - Not Found****Assignment 7 of 8****Conveyance:** SECURITY AGREEMENT**Reel/Frame:** [3078/0879](#)**Pages:** 16**Date Recorded:** Mar. 28, 2005**Supporting Documents:** [assignment-tm-3078-0879.pdf](#)**Assignor****Name:** [THE HOLMES GROUP, INC.](#)**Execution Date:** May 06, 2004**Legal Entity Type:** CORPORATION**State or Country Where Organized:** MASSACHUSETTS**Assignee****Name:** [GENERAL ELECTRIC CAPITAL CORPORATION, AS COLLATERAL AGENT](#)**Legal Entity Type:** CORPORATION**State or Country Where Organized:** DELAWARE**Address:** 500 WEST MONROE STREET
17TH FLOOR
CHICAGO, ILLINOIS 60661**Correspondent**

Correspondent Name: DUSAN CLARK

Correspondent Address: SIDLEY AUSTIN BROWN, & WOOD LLP
717 NORTH HARWOOD ST.
SUITE 3400
DALLAS, TX 75201

Domestic Representative - Not Found

Assignment 8 of 8

Conveyance: SECURITY INTEREST

Reel/Frame: [4696/0691](#)

Pages: 7

Date Recorded: Jan. 11, 2012

Supporting Documents: [assignment-tm-4696-0691.pdf](#)

Assignor

Name: [MICROBAN PRODUCTS COMPANY](#)

Execution Date: Dec. 30, 2011

Legal Entity Type: CORPORATION

State or Country Where Organized: NORTH CAROLINA

Assignee

Name: [FIFTH THIRD BANK, AS ADMINISTRATIVE AGENT](#)

Legal Entity Type: BANKING CORPORATION

State or Country Where Organized: OHIO

Address: 38 FOUNTAIN SQUARE PLAZA
CINCINNATI, OHIO 45263

Correspondent

Correspondent Name: RICHARD KALWA

Correspondent Address: 111 WEST MONROE STREET
CHAPMAN AND CUTLER LLP
CHICAGO, IL 60603

Domestic Representative - Not Found

Proceedings

Summary

Number of Proceedings: 5

Type of Proceeding: Opposition

Proceeding Number: [91192161](#)

Filing Date: Oct 05, 2009

Status: Terminated

Status Date: Oct 22, 2009

Interlocutory Attorney: ANGELA LYKOS

Defendant

Name: Nestle Waters North America Inc.

Correspondent Address: NESTLE USA, INC.
ROBERT H. SANDERS
800 N BRAND BLVD, 14TH FL
GLENDALE CA , 91203
UNITED STATES

Correspondent e-mail: robert.sanders@us.nestle.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
MICROBLU	Abandoned - After Inter-Partes Decision	77706770	

Plaintiff(s)

Name: MICROBAN PRODUCTS COMPANY

Correspondent Cliff D. Weston
Address: MICROBAN PRODUCTS COMPANY
 11400 VANSTORY DRIVE
 HUNTERSVILLE NC , 28078
 UNITED STATES

Correspondent e-mail: cust36845@microban.com

Associated marks			
Mark	Application Status	Serial Number	Registration Number
MICROBAN	Cancelled - Section 8	73065448	1063362
MICROBAN	REGISTERED AND RENEWED	73164676	1141006
MICROBAN	REGISTERED AND RENEWED	73614750	1464213
MICROBAN	REGISTERED AND RENEWED	75280847	2227218
MICROBAN	REGISTERED AND RENEWED	75354497	2220264
MICROBAN	REGISTERED AND RENEWED	76042781	2611477
MICROBAN ANTIBACTERIAL PROTECTION	REGISTERED AND RENEWED	75426927	2380284
MICROBAN ANTIMICROBIAL PROTECTION	Cancelled - Section 8	75426926	2365607
MICROBAN PROTECTION	Cancelled - Section 8	75428733	2365610
MICROBAN	REGISTERED AND RENEWED	77410208	3614683
MICROBAN	REGISTERED AND RENEWED	77410231	3614684
MICROBAN	REGISTERED AND RENEWED	77410263	3614685
MICROSURE	Cancelled - Section 8	75000582	2330038
MICROFRESH	Cancelled - Section 8	78977379	3263245
MICROFRESH	Cancelled - Section 8	78980064	3443067
MICROBAN	Partial Section 8 and 15 Accepted and Acknowledged	77582913	4012824
MICROFRESH	Abandoned - No Statement Of Use Filed	78339632	
MICROBAN	Cancelled - Section 8	77638711	3911590

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Oct 05, 2009	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Oct 06, 2009	Nov 15, 2009
3	PENDING, INSTITUTED	Oct 06, 2009	
4	WITHDRAWAL OF APPLICATION	Oct 21, 2009	
5	BD'S DECISION: DISMISSED W/O PREJUDICE	Oct 22, 2009	
6	TERMINATED	Oct 22, 2009	

Type of Proceeding: Opposition

Proceeding Number: [91183109](#)

Filing Date: Mar 21, 2008

Status: Terminated

Status Date: Oct 09, 2008

Interlocutory Attorney: ROBERT COGGINS

Defendant

Name: AAF-MCQUAY INC.

Correspondent Address: MATTHEW A. WILLIAMS
 WYATT, TARRANT & COMBS, LLP
 500 W JEFFERSON ST STE 2800
 LOUISVILLE KY , 40202-2898
 UNITED STATES

Correspondent e-mail: mwilliams@wyattfirm.com

Associated marks			
Mark	Application Status	Serial Number	Registration Number
MICROKLEAN	Cancelled - Section 8	77083395	3568098

Plaintiff(s)

Name: MICROBAN PRODUCTS COMPANY

Correspondent Address: Cliff D. Weston
MICROBAN PRODUCTS COMPANY
11515 Vanstory Drive Suite 125
Huntersville NC , 28078
UNITED STATES

Correspondent e-mail: cliff.weston@Microban.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
MICROBAN	Cancelled - Section 8	73065448	1063362
MICROBAN	REGISTERED AND RENEWED	73164676	1141006
MICROBAN	REGISTERED AND RENEWED	75280847	2227218
MICROBAN	REGISTERED AND RENEWED	75354497	2220264
MICROBAN	REGISTERED AND RENEWED	76042781	2611477
MICROBAN ANTIBACTERIAL PROTECTION	REGISTERED AND RENEWED	75426927	2380284
MICROBAN ANTIMICROBIAL PROTECTION	Cancelled - Section 8	75426926	2365607
MICROBAN PROTECTION	Cancelled - Section 8	75428733	2365610
MICROSURE	Cancelled - Section 8	75000582	2330038
MICROFRESH	Cancelled - Section 8	78977379	3263245
MICROBAN	REGISTERED AND RENEWED	77410263	3614685
MICROBAN	REGISTERED AND RENEWED	77410231	3614684
MICROBAN	REGISTERED AND RENEWED	77410208	3614683
MICROFRESH	Abandoned - No Statement Of Use Filed	78339632	

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Mar 21, 2008	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Mar 21, 2008	Apr 30, 2008
3	PENDING, INSTITUTED	Mar 21, 2008	
4	STIPULATION FOR AN EXTENSION OF TIME	Apr 24, 2008	
5	EXTENSION OF TIME GRANTED	Apr 24, 2008	
6	STIPULATION FOR AN EXTENSION OF TIME	May 23, 2008	
7	EXTENSION OF TIME GRANTED	May 23, 2008	
8	STIPULATION FOR AN EXTENSION OF TIME	Jun 23, 2008	
9	EXTENSION OF TIME GRANTED	Jun 23, 2008	
10	STIPULATION FOR AN EXTENSION OF TIME	Jul 28, 2008	
11	EXTENSION OF TIME GRANTED	Jul 28, 2008	
12	STIPULATION FOR AN EXTENSION OF TIME	Aug 27, 2008	
13	EXTENSION OF TIME GRANTED	Aug 27, 2008	
14	WITHDRAWAL OF OPPOSITION	Sep 12, 2008	
15	BD'S DECISION: DISMISSED W/O PREJUDICE	Oct 09, 2008	
16	TERMINATED	Oct 09, 2008	

Type of Proceeding: Opposition

Proceeding Number: [91178511](#)

Filing Date: Jul 23, 2007

Status: Terminated

Status Date: Feb 21, 2008

Interlocutory Attorney: ANGELA LYKOS

Defendant

Name: Guthery, Eugene B.

Correspondent Address: JIM MAURITSON
2201 N CLASSEN BLVD
OKLAHOMA CITY OK , 73106-5802
UNITED STATES

Correspondent e-mail: badlaws@cox.net

mail: _____

Associated marks			
Mark	Application Status	Serial Number	Registration Number
MIKRO-BAN	Abandoned - After Inter-Partes Decision	77019426	

Plaintiff(s)

Name: MICROBAN PRODUCTS COMPANY

Correspondent Address: Cliff D. Weston
MICROBAN PRODUCTS COMPANY
11515 Vanstory Drive Suite 125
Huntersville NC , 28078
UNITED STATES

Correspondent e-mail: cliff.weston@microban.com

Associated marks			
Mark	Application Status	Serial Number	Registration Number
MICROBAN	REGISTERED AND RENEWED	75280847	2227218
MICROBAN	REGISTERED AND RENEWED	73164676	1141006
MICROBAN	REGISTERED AND RENEWED	75354497	2220264
MICROBAN	REGISTERED AND RENEWED	76042781	2611477
MICROBAN ANTIBACTERIAL PROTECTION	REGISTERED AND RENEWED	75426927	2380284
MICROBAN ANTIMICROBIAL PROTECTION	Cancelled - Section 8	75426926	2365607
MICROBAN PROTECTION	Cancelled - Section 8	75428733	2365610
MICROSURE	Cancelled - Section 8	75000582	2330038
MICROFRESH	Cancelled - Section 8	78977379	3263245

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Jul 23, 2007	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Jul 23, 2007	Sep 01, 2007
3	PENDING, INSTITUTED	Jul 23, 2007	
4	NOTICE OF DEFAULT	Sep 28, 2007	
5	UNDELIVERABLE MAIL	Oct 10, 2007	
6	UNDELIVERABLE MAIL	Oct 10, 2007	
7	RESPONSE DUE 30 DAYS (DUE DATE)	Jan 07, 2008	Feb 06, 2008
8	BOARD'S DECISION: SUSTAINED	Feb 21, 2008	
9	TERMINATED	Feb 21, 2008	

Type of Proceeding: Opposition

Proceeding Number: [91122262](#)

Filing Date: Mar 02, 2001

Status: Terminated

Status Date: Nov 04, 2002

Interlocutory Attorney: ANGELA LYKOS

Defendant

Name: PARATEX

Correspondent Address: JOHN S. EGBERT
HARRISON & EGBERT
412 MAIN, 7TH FLOOR
HOUSTON TX , 77002
UNITED STATES

Associated marks			
Mark	Application Status	Serial Number	Registration Number
MICROSTOP	Abandoned - After Inter-Partes Decision	75647414	

Plaintiff(s)

Name: MICROBAN PRODUCTS COMPANY

Correspondent RACHEL L. BRENDZEL
Address: COWAN, LIEBOWITZ & LATMAN, PC
 1133 AVENUE OF THE AMERICAS
 NEW YORK NY , 10036-6799
 UNITED STATES

Associated marks

Mark	Application Status	Serial Number	Registration Number
MICROBAN	REGISTERED AND RENEWED	73164676	1141006
Prosecution History			
Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Mar 02, 2001	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Mar 24, 2001	Apr 23, 2001
3	PENDING, INSTITUTED	Mar 14, 2001	
4	D'S CHANGE OF ADDRESS	Mar 29, 2001	
5	ANSWER	Apr 24, 2001	
6	P'S MOT FOR EXTEN. OF TIME W/ CONSENT	Sep 17, 2001	
7	P'S MOT FOR EXTEN. OF TIME W/ CONSENT	Oct 29, 2001	
8	PL MOT TO COMPEL AND SUSP.	Jan 15, 2002	
9	SUSPENDED PENDING DISP OF OUTSTNDNG MOT	Jan 29, 2002	
10	P'S MOT. FOR SANCTIONS/JUDGMENT BY DEFAU LT & TO SUSP. W/ MEMO	May 29, 2002	
11	SUSPENDED PENDING DISP OF OUTSTNDNG MOT	Aug 01, 2002	
12	BOARD'S DECISION: SUSTAINED	Nov 04, 2002	
13	TERMINATED	Nov 04, 2002	

Type of Proceeding: Cancellation

Proceeding Number: [92013963](#)

Filing Date: Aug 23, 1983

Status: Terminated

Status Date: Sep 26, 1985

Interlocutory Attorney:

Defendant

Name: CONVENIENT SYSTEMS, INC.

Associated marks

Mark	Application Status	Serial Number	Registration Number
MICROBAN	REGISTERED AND RENEWED	73164676	1141006
Plaintiff(s)			

Name: GERDAU CHEMICAL CORP.

Associated marks

Mark	Application Status	Serial Number	Registration Number
MICROBAN	REGISTERED AND RENEWED	73164676	1141006
Prosecution History			
Entry Number	History Text	Date	Due Date
1	FILED	Aug 23, 1983	
2	PENDING INSTITUTED	Oct 26, 1983	
3	ANSWER	Dec 09, 1983	
4	TRIAL DATES SET	Jan 16, 1985	
5	P'S MOTION FOR AN EXTENSION OF TIME	Apr 12, 1985	
6	SUSPENDED	Jun 05, 1985	
7	WITHDRAWAL OF PETITION FOR CANCELLATION	Jul 17, 1985	
8	BOARD'S DECISION: DISMISSED W/O PREJ	Aug 02, 1985	
9	TERMINATED	Sep 26, 1985	

Generated on: This page was generated by TSDR on 2019-08-28 10:58:57 EDT

Mark: MICROBAN

US Serial Number: 73614750

Application Filing Date: Aug. 14, 1986

US Registration Number: 1464213

Registration Date: Nov. 10, 1987

Register: Principal

Mark Type: Trademark

Status: The registration has been renewed.

Status Date: Jan. 23, 2017

Publication Date: Aug. 18, 1987

Mark Information

Mark Literal Elements: MICROBAN

Standard Character Claim: No

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

Goods and Services

Note:

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

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

For: LIQUID/SPRAY DISINFECTING, ANTIBACTERIAL, ANTIFUNGAL AND DEODORIZING PREPARATIONS

International Class(es): 005 - Primary Class

U.S Class(es): 006

Class Status: ACTIVE

Basis: 1(a)

First Use: Aug. 01, 1961

Use in Commerce: Aug. 01, 1961

Basis Information (Case Level)

Filed Use: Yes

Currently Use: Yes

Amended Use: No

Filed ITU: No

Currently ITU: No

Amended ITU: No

Filed 44D: No

Currently 44D: No

Amended 44D: No

Filed 44E: No

Currently 44E: No

Amended 44E: No

Filed 66A: No

Currently 66A: No

Filed No Basis: No

Currently No Basis: No

Current Owner(s) Information

Owner Name: MICROBAN SYSTEMS, INC.

Owner Address: 11400 VANSTORY DRIVE
HUNTERSVILLE, NORTH CAROLINA 28078
UNITED STATES

Legal Entity Type: CORPORATION

State or Country Where Organized: PENNSYLVANIA

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Rebecca Drzal

Docket Number: MSI.TM.001US

Attorney Primary Email Address: rebecca.drzal@barrbrands.com

Attorney Email Authorized: Yes

Correspondent

Correspondent Name/Address: Rebecca Drzal
11400 VANSTORY DRIVE
HUNTERSVILLE, NORTH CAROLINA 28078
UNITED STATES

Phone: 704-766-1086

Fax: 704-875-0810

Correspondent e-mail: rebecca.drzal@barrbrands.com trademarks@micraban.com kelly.davis@microban.com

Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Feb. 05, 2018	NOTICE OF SUIT	
Jan. 23, 2017	NOTICE OF ACCEPTANCE OF SEC. 8 & 9 - E-MAILED	
Jan. 23, 2017	REGISTERED AND RENEWED (SECOND RENEWAL - 10 YRS)	71359
Jan. 23, 2017	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	71359
Jan. 22, 2017	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	71359
Nov. 14, 2016	TEAS SECTION 8 & 9 RECEIVED	
Nov. 10, 2016	COURTESY REMINDER - SEC. 8 (10-YR)/SEC. 9 E-MAILED	
Apr. 27, 2012	ATTORNEY/DOM.REP.REVOKED AND/OR APPOINTED	
Apr. 27, 2012	TEAS REVOKE/APP/CHANGE ADDR OF ATTY/DOM REP RECEIVED	
Mar. 19, 2012	ATTORNEY/DOM.REP.REVOKED AND/OR APPOINTED	
Mar. 19, 2012	TEAS REVOKE/APP/CHANGE ADDR OF ATTY/DOM REP RECEIVED	
Jan. 26, 2009	APPLICANT/CORRESPONDENCE CHANGES (NON-RESPONSIVE) ENTERED	88888
Jan. 26, 2009	TEAS CHANGE OF OWNER ADDRESS RECEIVED	
Jun. 25, 2008	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	60132
Jun. 25, 2008	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	
Nov. 02, 2007	ASSIGNED TO PARALEGAL	60132
Oct. 31, 2007	TEAS SECTION 8 & 9 RECEIVED	
Mar. 13, 2007	CASE FILE IN TICRS	
Mar. 02, 1993	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	
Nov. 10, 1987	REGISTERED-PRINCIPAL REGISTER	
Aug. 18, 1987	PUBLISHED FOR OPPOSITION	
Jul. 17, 1987	NOTICE OF PUBLICATION	
Jun. 30, 1987	APPROVED FOR PUB - PRINCIPAL REGISTER	
May 21, 1987	CORRESPONDENCE RECEIVED IN LAW OFFICE	
Nov. 24, 1986	NON-FINAL ACTION MAILED	

Maintenance Filings or Post Registration Information

Affidavit of Continued Use: Section 8 - Accepted

Affidavit of Incontestability: Section 15 - Accepted

Renewal Date: Nov. 10, 2017

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: GENERIC WEB UPDATE

Date in Location: Jan. 23, 2017

Assignment Abstract Of Title Information

Summary

Total Assignments: 3

Registrant: SURCO PRODUCTS, INC.

Assignment 1 of 3

Conveyance: ASSIGNS THE ENTIRE INTEREST

Reel/Frame: [1685/0110](#)

Pages: 5

Date Recorded: Nov. 17, 1997

Supporting Documents: No Supporting Documents Available

Assignor

Name: [SURCO PRODUCTS, INC.](#)

Execution Date: Apr. 25, 1995

Legal Entity Type: CORPORATION

State or Country Where Organized: PENNSYLVANIA

Assignee

Name: [MICROBAN SYSTEMS, INC.](#)

Legal Entity Type: CORPORATION

State or Country Where Organized: PENNSYLVANIA

Address: 1135 BRADDOCK AVENUE
PITTSBURGH, PENNSYLVANIA 15104

Correspondent

Correspondent Name: FELDSTEIN GRINBERG STEIN & MCKEE

Correspondent Address: JEFFREY R. LALAMA
428 BOULEVARD OF THE ALLIES
PITTSBURGH, PA 15219

Domestic Representative - Not Found

Assignment 2 of 3

Conveyance: SECURITY INTEREST

Reel/Frame: [3672/0177](#)

Pages: 52

Date Recorded: Dec. 05, 2007

Supporting Documents: [assignment-tm-3672-0177.pdf](#)

Assignor

Name: [II REP-Z, INC.](#)

Execution Date: Nov. 30, 2007

Legal Entity Type: CORPORATION

State or Country Where Organized: PENNSYLVANIA

DBA, AKA, TA, Formerly: FORMERLY UNSMOKE SERVICES, INC.

Assignee

Name: [UNION BANK OF CALIFORNIA, N.A.](#)

Legal Entity Type: NATIONAL BANK

State or Country Where Organized: UNITED STATES

Address: 445 S. FIGUEROA ST., 16TH FLOOR
LOS ANGELES, CALIFORNIA 90071

Correspondent

Correspondent Name: SHEPPARD, MULLIN, RICHTER & HAMPTON LLP

Correspondent Address: 333 S. HOPE ST., 48TH FLOOR
ATTN: J. CRAVITZ
LOS ANGELES, CA 90071

Domestic Representative - Not Found

Assignment 3 of 3

Conveyance: SECURITY INTEREST

Reel/Frame: [4696/0821](#)

Pages: 7

Date Recorded: Jan. 11, 2012

Supporting Documents: [assignment-tm-4696-0821.pdf](#)

Assignor

Name: [MICROBAN SYSTEMS, INC.](#)

Execution Date: Dec. 30, 2011

Legal Entity Type: CORPORATION

State or Country Where Organized: PENNSYLVANIA

Assignee

Name: [FIFTH THIRD BANK, AS ADMINISTRATIVE AGENT](#)

Legal Entity Type: BANKING CORPORATION

State or Country Where Organized: OHIO

Address: 38 FOUNTAIN SQUARE PLAZA
CINCINNATI, OHIO 45263

Correspondent

Correspondent Name: RICHARD KALWA

Correspondent Address: 111 WEST MONROE STREET
CHAPMAN AND CUTLER LLP
CHICAGO, IL 60603

Domestic Representative - Not Found

Proceedings

Summary

Number of Proceedings: 1

Type of Proceeding: Opposition

Proceeding Number: [91192161](#)

Filing Date: Oct 05, 2009

Status: Terminated

Status Date: Oct 22, 2009

Interlocutory Attorney: ANGELA LYKOS

Defendant

Name: Nestle Waters North America Inc.

Correspondent Address: NESTLE USA, INC.
ROBERT H. SANDERS
800 N BRAND BLVD, 14TH FL
GLENDALE CA , 91203
UNITED STATES

Correspondent e-mail: robert.sanders@us.nestle.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
MICROBLU	Abandoned - After Inter-Partes Decision	77706770	

Plaintiff(s)

Name: MICROBAN PRODUCTS COMPANY

Correspondent Address: Cliff D. Weston
MICROBAN PRODUCTS COMPANY
11400 VANSTORY DRIVE
HUNTERSVILLE NC , 28078

UNITED STATES

Correspondent e-mail: cust36845@microban.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
MICROBAN	Cancelled - Section 8	73065448	1063362
MICROBAN	REGISTERED AND RENEWED	73164676	1141006
MICROBAN	REGISTERED AND RENEWED	73614750	1464213
MICROBAN	REGISTERED AND RENEWED	75280847	2227218
MICROBAN	REGISTERED AND RENEWED	75354497	2220264
MICROBAN	REGISTERED AND RENEWED	76042781	2611477
MICROBAN ANTIBACTERIAL PROTECTION	REGISTERED AND RENEWED	75426927	2380284
MICROBAN ANTIMICROBIAL PROTECTION	Cancelled - Section 8	75426926	2365607
MICROBAN PROTECTION	Cancelled - Section 8	75428733	2365610
MICROBAN	REGISTERED AND RENEWED	77410208	3614683
MICROBAN	REGISTERED AND RENEWED	77410231	3614684
MICROBAN	REGISTERED AND RENEWED	77410263	3614685
MICROSURE	Cancelled - Section 8	75000582	2330038
MICROFRESH	Cancelled - Section 8	78977379	3263245
MICROFRESH	Cancelled - Section 8	78980064	3443067
MICROBAN	Partial Section 8 and 15 Accepted and Acknowledged	77582913	4012824
MICROFRESH	Abandoned - No Statement Of Use Filed	78339632	
MICROBAN	Cancelled - Section 8	77638711	3911590

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Oct 05, 2009	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Oct 06, 2009	Nov 15, 2009
3	PENDING, INSTITUTED	Oct 06, 2009	
4	WITHDRAWAL OF APPLICATION	Oct 21, 2009	
5	BD'S DECISION: DISMISSED W/O PREJUDICE	Oct 22, 2009	
6	TERMINATED	Oct 22, 2009	

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Mark: MICROBAN ANTIBACTERIAL PROTECTION

MICROBAN ANTIBACTERIAL PROTECTION

US Serial Number: 75426927

Application Filing Date: Feb. 02, 1998

US Registration Number: 2380284

Registration Date: Aug. 29, 2000

Register: Principal

Mark Type: Trademark, Service Mark

Status: The registration has been renewed.

Status Date: Mar. 12, 2011

Publication Date: Apr. 18, 2000

Mark Information

Mark Literal Elements: MICROBAN ANTIBACTERIAL PROTECTION

Standard Character Claim: No

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

Disclaimer: "ANTIBACTERIAL PROTECTION"

Related Properties Information

Claimed Ownership of US Registrations: 1063362, 1141006

Goods and Services

Note:

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

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

For: antimicrobial, antibacterial, and antifungal chemical additives for incorporation into plastic resins and products made from such additives, namely, fibers, fabrics, and a wide variety of plastic resin consumer goods

International Class(es): 001 - Primary Class

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

Class Status: ACTIVE

Basis: 1(a)

First Use: Oct. 1995

Use in Commerce: Oct. 1995

For: treatment of plastic resins and products made from such plastic resins, namely, fibers, fabric, and a wide variety of plastic resin consumer goods, with antimicrobial, antibacterial, and antifungal chemical additives

International Class(es): 040 - Primary Class

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

Class Status: ACTIVE

Basis: 1(a)

First Use: Oct. 1995

Use in Commerce: Oct. 1995

Basis Information (Case Level)

Filed Use: Yes

Currently Use: Yes

Amended Use: No

Filed ITU: No

Currently ITU: No

Amended ITU: No

Filed 44D: No

Currently 44D: No

Amended 44D: No

Filed 44E: No
Filed 66A: No
Filed No Basis: No

Currently 44E: No
Currently 66A: No
Currently No Basis: No

Amended 44E: No

Current Owner(s) Information

Owner Name: MICROBAN PRODUCTS COMPANY
Owner Address: 11400 VANSTORY DRIVE
HUNTERSVILLE, NORTH CAROLINA 28078
UNITED STATES
Legal Entity Type: CORPORATION
State or Country Where Organized: NORTH CAROLINA

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Rebecca Drzal
Attorney Primary Email Address: trademarks@microban.com
Attorney Email Authorized: Yes

Correspondent

Correspondent Name/Address: Rebecca Drzal
Microban Products Company
11400 Vanstory Drive
Huntersville, NORTH CAROLINA 28078
UNITED STATES
Phone: 704-766-1086
Fax: 704-875-0810
Correspondent e-mail: trademarks@microban.com rebecca.drzal@barrbrands.com kelly.davis@microban.com
Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Jul. 13, 2017	ATTORNEY/DOM.REP.REVOKED AND/OR APPOINTED	
Jul. 13, 2017	TEAS REVOKE/APP/CHANGE ADDR OF ATTY/DOM REP RECEIVED	
Mar. 12, 2011	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	70131
Mar. 12, 2011	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	
Feb. 26, 2011	TEAS SECTION 8 & 9 RECEIVED	
Jan. 26, 2009	APPLICANT/CORRESPONDENCE CHANGES (NON-RESPONSIVE) ENTERED	88888
Jan. 26, 2009	TEAS CHANGE OF OWNER ADDRESS RECEIVED	
Apr. 14, 2007	REGISTERED - SEC. 8 (6-YR) ACCEPTED	70131
Mar. 20, 2007	ASSIGNED TO PARALEGAL	70131
Feb. 27, 2007	REGISTERED - SEC. 8 (6-YR) FILED	
Feb. 27, 2007	TEAS SECTION 8 RECEIVED	
Aug. 16, 2006	ATTORNEY/DOM.REP.REVOKED AND/OR APPOINTED	
Aug. 16, 2006	TEAS REVOKE/APP/CHANGE ADDR OF ATTY/DOM REP RECEIVED	
Feb. 15, 2006	CASE FILE IN TICRS	
Aug. 29, 2000	REGISTERED-PRINCIPAL REGISTER	
Apr. 18, 2000	PUBLISHED FOR OPPOSITION	
Mar. 17, 2000	NOTICE OF PUBLICATION	
Dec. 14, 1999	APPROVED FOR PUB - PRINCIPAL REGISTER	
Oct. 22, 1999	CORRESPONDENCE RECEIVED IN LAW OFFICE	
Apr. 22, 1999	FINAL REFUSAL MAILED	
Mar. 25, 1999	CORRESPONDENCE RECEIVED IN LAW OFFICE	
Sep. 23, 1998	NON-FINAL ACTION MAILED	
Sep. 17, 1998	ASSIGNED TO EXAMINER	74290
Sep. 16, 1998	ASSIGNED TO EXAMINER	74829

Maintenance Filings or Post Registration Information

Affidavit of Section 8 - Accepted
Continued Use:
Renewal Date: Aug. 29, 2010

TM Staff and Location Information

TM Staff Information - None File Location

Current Location: GENERIC WEB UPDATE

Date in Location: Mar. 12, 2011

Assignment Abstract Of Title Information

Summary

Total Assignments: 4

Registrant: MICROBAN PRODUCTS COMPANY

Assignment 1 of 4

Conveyance: SECURITY AGREEMENT

Reel/Frame: [2351/0739](#)

Pages: 6

Date Recorded: Aug. 21, 2001

Supporting Documents: [assignment-tm-2351-0739.pdf](#)

Assignor

Name: [MICROBAN PRODUCTS COMPANY](#)

Execution Date: Jul. 30, 2001

Legal Entity Type: CORPORATION

State or Country: NORTH CAROLINA
Where Organized:

Assignee

Name: [IMPERIAL BANK](#)

Legal Entity Type: A CALIFORNIA CHARTERED BANK

State or Country: No Place Where Organized Found
Where Organized:

Address: 226 AIRPORT PARKWAY
SAN JOSE, CALIFORNIA 95110

Correspondent

Correspondent Name: GRAY CARY WARE & FREIDENRICH

Correspondent Address: ERIN O'BRIEN
4365 EXECUTIVE DRIVE,
SUITE 1600
SAN DIEGO, CA 92121-2189

Domestic Representative - Not Found

Assignment 2 of 4

Conveyance: SECURITY AGREEMENT IN LICENSED TRADEMARKS

Reel/Frame: [2928/0209](#)

Pages: 13

Date Recorded: Sep. 02, 2004

Supporting Documents: [assignment-tm-2928-0209.pdf](#)

Assignor

Name: [THE HOLMES GROUP, INC.](#)

Execution Date: May 06, 2004

Legal Entity Type: CORPORATION

State or Country: MASSACHUSETTS
Where Organized:

Assignee

Name: [GENERAL ELECTRIC CAPITAL CORPORATION, AS COLLATERAL AGENT](#)

Legal Entity Type: CORPORATION

State or Country: DELAWARE
Where Organized:

Address: 500 WEST MONROE STREET

17TH FLOOR
CHICAGO, ILLINOIS 60661

Correspondent

Correspondent Name: ELISABETH A. EVERT

Correspondent Address: 717 NORTH HARWOOD
SUITE 3400
DALLAS, TX 75201

Domestic Representative - Not Found

Assignment 3 of 4

Conveyance: SECURITY AGREEMENT

Reel/Frame: [3078/0879](#)

Pages: 16

Date Recorded: Mar. 28, 2005

Supporting Documents: [assignment-tm-3078-0879.pdf](#)

Assignor

Name: [THE HOLMES GROUP, INC.](#)

Execution Date: May 06, 2004

Legal Entity Type: CORPORATION

State or Country Where Organized: MASSACHUSETTS

Assignee

Name: [GENERAL ELECTRIC CAPITAL CORPORATION, AS COLLATERAL AGENT](#)

Legal Entity Type: CORPORATION

State or Country Where Organized: DELAWARE

Address: 500 WEST MONROE STREET
17TH FLOOR
CHICAGO, ILLINOIS 60661

Correspondent

Correspondent Name: DUSAN CLARK

Correspondent Address: SIDLEY AUSTIN BROWN, & WOOD LLP
717 NORTH HARWOOD ST.
SUITE 3400
DALLAS, TX 75201

Domestic Representative - Not Found

Assignment 4 of 4

Conveyance: SECURITY INTEREST

Reel/Frame: [4696/0691](#)

Pages: 7

Date Recorded: Jan. 11, 2012

Supporting Documents: [assignment-tm-4696-0691.pdf](#)

Assignor

Name: [MICROBAN PRODUCTS COMPANY](#)

Execution Date: Dec. 30, 2011

Legal Entity Type: CORPORATION

State or Country Where Organized: NORTH CAROLINA

Assignee

Name: [FIFTH THIRD BANK, AS ADMINISTRATIVE AGENT](#)

Legal Entity Type: BANKING CORPORATION

State or Country Where Organized: OHIO

Address: 38 FOUNTAIN SQUARE PLAZA
CINCINNATI, OHIO 45263

Correspondent

Correspondent Name: RICHARD KALWA

Correspondent Address: 111 WEST MONROE STREET
CHAPMAN AND CUTLER LLP
CHICAGO, IL 60603

Proceedings

Summary

Number of Proceedings: 3

Type of Proceeding: Opposition

Proceeding Number: [91192161](#)

Filing Date: Oct 05, 2009

Status: Terminated

Status Date: Oct 22, 2009

Interlocutory Attorney: ANGELA LYKOS

Defendant

Name: Nestle Waters North America Inc.

Correspondent Address: NESTLE USA, INC.
ROBERT H. SANDERS
800 N BRAND BLVD, 14TH FL
GLENDALE CA , 91203
UNITED STATES

Correspondent e-mail: robert.sanders@us.nestle.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
MICROBLU	Abandoned - After Inter-Partes Decision	77706770	

Plaintiff(s)

Name: MICROBAN PRODUCTS COMPANY

Correspondent Address: Cliff D. Weston
MICROBAN PRODUCTS COMPANY
11400 VANSTORY DRIVE
HUNTERSVILLE NC , 28078
UNITED STATES

Correspondent e-mail: cust36845@microban.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
MICROBAN	Cancelled - Section 8	73065448	1063362
MICROBAN	REGISTERED AND RENEWED	73164676	1141006
MICROBAN	REGISTERED AND RENEWED	73614750	1464213
MICROBAN	REGISTERED AND RENEWED	75280847	2227218
MICROBAN	REGISTERED AND RENEWED	75354497	2220264
MICROBAN	REGISTERED AND RENEWED	76042781	2611477
MICROBAN ANTIBACTERIAL PROTECTION	REGISTERED AND RENEWED	75426927	2380284
MICROBAN ANTIMICROBIAL PROTECTION	Cancelled - Section 8	75426926	2365607
MICROBAN PROTECTION	Cancelled - Section 8	75428733	2365610
MICROBAN	REGISTERED AND RENEWED	77410208	3614683
MICROBAN	REGISTERED AND RENEWED	77410231	3614684
MICROBAN	REGISTERED AND RENEWED	77410263	3614685
MICROSURE	Cancelled - Section 8	75000582	2330038
MICROFRESH	Cancelled - Section 8	78977379	3263245
MICROFRESH	Cancelled - Section 8	78980064	3443067
MICROBAN	Partial Section 8 and 15 Accepted and Acknowledged	77582913	4012824
MICROFRESH	Abandoned - No Statement Of Use Filed	78339632	
MICROBAN	Cancelled - Section 8	77638711	3911590

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Oct 05, 2009	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Oct 06, 2009	Nov 15, 2009
3	PENDING, INSTITUTED	Oct 06, 2009	
4	WITHDRAWAL OF APPLICATION	Oct 21, 2009	
5	BD'S DECISION: DISMISSED W/O PREJUDICE	Oct 22, 2009	
6	TERMINATED	Oct 22, 2009	

Type of Proceeding: Opposition

Proceeding Number: [91183109](#)

Filing Date: Mar 21, 2008

Status: Terminated

Status Date: Oct 09, 2008

Interlocutory Attorney: ROBERT COGGINS

Defendant

Name: AAF-MCQUAY INC.

Correspondent Address: MATTHEW A. WILLIAMS
WYATT, TARRANT & COMBS, LLP
500 W JEFFERSON ST STE 2800
LOUISVILLE KY , 40202-2898
UNITED STATES

Correspondent e-mail: mwilliams@wyattfirm.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
MICROKLEAN	Cancelled - Section 8	77083395	3568098

Plaintiff(s)

Name: MICROBAN PRODUCTS COMPANY

Correspondent Address: Cliff D. Weston
MICROBAN PRODUCTS COMPANY
11515 Vanstory Drive Suite 125
Huntersville NC , 28078
UNITED STATES

Correspondent e-mail: cliff.weston@Microban.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
MICROBAN	Cancelled - Section 8	73065448	1063362
MICROBAN	REGISTERED AND RENEWED	73164676	1141006
MICROBAN	REGISTERED AND RENEWED	75280847	2227218
MICROBAN	REGISTERED AND RENEWED	75354497	2220264
MICROBAN	REGISTERED AND RENEWED	76042781	2611477
MICROBAN ANTIBACTERIAL PROTECTION	REGISTERED AND RENEWED	75426927	2380284
MICROBAN ANTIMICROBIAL PROTECTION	Cancelled - Section 8	75426926	2365607
MICROBAN PROTECTION	Cancelled - Section 8	75428733	2365610
MICROSURE	Cancelled - Section 8	75000582	2330038
MICROFRESH	Cancelled - Section 8	78977379	3263245
MICROBAN	REGISTERED AND RENEWED	77410263	3614685
MICROBAN	REGISTERED AND RENEWED	77410231	3614684
MICROBAN	REGISTERED AND RENEWED	77410208	3614683
MICROFRESH	Abandoned - No Statement Of Use Filed	78339632	

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Mar 21, 2008	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Mar 21, 2008	Apr 30, 2008

3	PENDING, INSTITUTED	Mar 21, 2008
4	STIPULATION FOR AN EXTENSION OF TIME	Apr 24, 2008
5	EXTENSION OF TIME GRANTED	Apr 24, 2008
6	STIPULATION FOR AN EXTENSION OF TIME	May 23, 2008
7	EXTENSION OF TIME GRANTED	May 23, 2008
8	STIPULATION FOR AN EXTENSION OF TIME	Jun 23, 2008
9	EXTENSION OF TIME GRANTED	Jun 23, 2008
10	STIPULATION FOR AN EXTENSION OF TIME	Jul 28, 2008
11	EXTENSION OF TIME GRANTED	Jul 28, 2008
12	STIPULATION FOR AN EXTENSION OF TIME	Aug 27, 2008
13	EXTENSION OF TIME GRANTED	Aug 27, 2008
14	WITHDRAWAL OF OPPOSITION	Sep 12, 2008
15	BD'S DECISION: DISMISSED W/O PREJUDICE	Oct 09, 2008
16	TERMINATED	Oct 09, 2008

Type of Proceeding: Opposition

Proceeding Number: [91178511](#)

Filing Date: Jul 23, 2007

Status: Terminated

Status Date: Feb 21, 2008

Interlocutory Attorney: ANGELA LYKOS

Defendant

Name: Guthery, Eugene B.

Correspondent Address: JIM MAURITSON
2201 N CLASSEN BLVD
OKLAHOMA CITY OK , 73106-5802
UNITED STATES

Correspondent e-mail: badlaws@cox.net

Associated marks

Mark	Application Status	Serial Number	Registration Number
MIKRO-BAN	Abandoned - After Inter-Partes Decision	77019426	

Plaintiff(s)

Name: MICROBAN PRODUCTS COMPANY

Correspondent Address: Cliff D. Weston
MICROBAN PRODUCTS COMPANY
11515 Vanstory Drive Suite 125
Huntersville NC , 28078
UNITED STATES

Correspondent e-mail: cliff.weston@microban.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
MICROBAN	REGISTERED AND RENEWED	75280847	2227218
MICROBAN	REGISTERED AND RENEWED	73164676	1141006
MICROBAN	REGISTERED AND RENEWED	75354497	2220264
MICROBAN	REGISTERED AND RENEWED	76042781	2611477
MICROBAN ANTIBACTERIAL PROTECTION	REGISTERED AND RENEWED	75426927	2380284
MICROBAN ANTIMICROBIAL PROTECTION	Cancelled - Section 8	75426926	2365607
MICROBAN PROTECTION	Cancelled - Section 8	75428733	2365610
MICROSURE	Cancelled - Section 8	75000582	2330038
MICROFRESH	Cancelled - Section 8	78977379	3263245

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Jul 23, 2007	

2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Jul 23, 2007	Sep 01, 2007
3	PENDING, INSTITUTED	Jul 23, 2007	
4	NOTICE OF DEFAULT	Sep 28, 2007	
5	UNDELIVERABLE MAIL	Oct 10, 2007	
6	UNDELIVERABLE MAIL	Oct 10, 2007	
7	RESPONSE DUE 30 DAYS (DUE DATE)	Jan 07, 2008	Feb 06, 2008
8	BOARD'S DECISION: SUSTAINED	Feb 21, 2008	
9	TERMINATED	Feb 21, 2008	

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Mark: MICROBAN

US Serial Number: 75354497

Application Filing Date: Sep. 10, 1997

US Registration Number: 2220264

Registration Date: Jan. 26, 1999

Register: Principal

Mark Type: Service Mark

Status: The registration has been renewed.

Status Date: Feb. 27, 2019

Publication Date: Nov. 03, 1998

Mark Information

Mark Literal Elements: MICROBAN

Standard Character Claim: No

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

Related Properties Information

Claimed Ownership of US Registrations: 1063362, 1141006

Goods and Services

Note:

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

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

For: treatment of plastic resins and products made from such plastic resins, namely, fibers and fabrics, and a wide variety of plastic resin consumer goods, with antimicrobial, antibacterial, and antifungal chemical additives

International Class(es): 040 - Primary Class

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

Class Status: ACTIVE

Basis: 1(a)

First Use: Sep. 17, 1975

Use in Commerce: Sep. 17, 1975

Basis Information (Case Level)

Filed Use: Yes

Currently Use: Yes

Amended Use: No

Filed ITU: No

Currently ITU: No

Amended ITU: No

Filed 44D: No

Currently 44D: No

Amended 44D: No

Filed 44E: No

Currently 44E: No

Amended 44E: No

Filed 66A: No

Currently 66A: No

Filed No Basis: No

Currently No Basis: No

Current Owner(s) Information

Owner Name: MICROBAN PRODUCTS COMPANY

Owner Address: 11400 VANSTORY DRIVE
HUNTERSVILLE, NORTH CAROLINA 28078
UNITED STATES

Legal Entity Type: CORPORATION

State or Country NORTH CAROLINA
Where Organized:

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Rebecca Drzal

Attorney Primary trademarks@microban.com
Email Address:

Attorney Email Yes
Authorized:

Correspondent

Correspondent Rebecca Drzal
Name/Address: Microban Products Company
11400 Vanstory Drive
Huntersville, NORTH CAROLINA 28078
UNITED STATES

Phone: 704-766-1086

Fax: 704-875-0810

Correspondent e- trademarks@microban.com rebecca.drzal@barrbr
mail: ands.com kelly.davis@microban.com

Correspondent e- Yes
mail Authorized:

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Feb. 27, 2019	NOTICE OF ACCEPTANCE OF SEC. 8 & 9 - E-MAILED	
Feb. 27, 2019	REGISTERED AND RENEWED (SECOND RENEWAL - 10 YRS)	66607
Feb. 27, 2019	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	66607
Feb. 27, 2019	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	66607
Jan. 25, 2019	TEAS SECTION 8 & 9 RECEIVED	
Jan. 26, 2018	COURTESY REMINDER - SEC. 8 (10-YR)/SEC. 9 E-MAILED	
Jul. 13, 2017	ATTORNEY/DOM.REP.REVOKED AND/OR APPOINTED	
Jul. 13, 2017	TEAS REVOKE/APP/CHANGE ADDR OF ATTY/DOM REP RECEIVED	
Feb. 02, 2009	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	59807
Feb. 02, 2009	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	
Jan. 30, 2009	ASSIGNED TO PARALEGAL	59807
Jan. 26, 2009	TEAS SECTION 8 & 9 RECEIVED	
Jan. 26, 2009	APPLICANT/CORRESPONDENCE CHANGES (NON-RESPONSIVE) ENTERED	88888
Jan. 26, 2009	TEAS CHANGE OF OWNER ADDRESS RECEIVED	
Jul. 23, 2007	CASE FILE IN TICRS	
Jan. 11, 2007	ATTORNEY/DOM.REP.REVOKED AND/OR APPOINTED	
Jan. 11, 2007	TEAS REVOKE/APP/CHANGE ADDR OF ATTY/DOM REP RECEIVED	
May 04, 2004	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	
Mar. 25, 2004	REGISTERED - SEC. 8 (6-YR) & SEC. 15 FILED	
Jan. 26, 1999	REGISTERED-PRINCIPAL REGISTER	
Nov. 03, 1998	PUBLISHED FOR OPPOSITION	
Oct. 02, 1998	NOTICE OF PUBLICATION	
Aug. 24, 1998	APPROVED FOR PUB - PRINCIPAL REGISTER	
Aug. 20, 1998	EXAMINER'S AMENDMENT MAILED	
May 04, 1998	CORRESPONDENCE RECEIVED IN LAW OFFICE	
Nov. 21, 1997	NON-FINAL ACTION MAILED	

Maintenance Filings or Post Registration Information

Affidavit of Continued Use: Section 8 - Accepted

Affidavit of Incontestability: Section 15 - Accepted

Renewal Date: Jan. 26, 2019

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: GENERIC WEB UPDATE

Date in Location: Feb. 27, 2019

Assignment Abstract Of Title Information

Summary

Total Assignments: 4

Registrant: MICROBAN PRODUCTS COMPANY

Assignment 1 of 4

Conveyance: SECURITY AGREEMENT

Reel/Frame: [2351/0739](#)

Pages: 6

Date Recorded: Aug. 21, 2001

Supporting Documents: [assignment-tm-2351-0739.pdf](#)

Assignor

Name: [MICROBAN PRODUCTS COMPANY](#)

Execution Date: Jul. 30, 2001

Legal Entity Type: CORPORATION

State or Country Where Organized: NORTH CAROLINA

Assignee

Name: [IMPERIAL BANK](#)

Legal Entity Type: A CALIFORNIA CHARTERED BANK

State or Country Where Organized: No Place Where Organized Found

Address: 226 AIRPORT PARKWAY
SAN JOSE, CALIFORNIA 95110

Correspondent

Correspondent Name: GRAY CARY WARE & FREIDENRICH

Correspondent Address: ERIN O'BRIEN
4365 EXECUTIVE DRIVE,
SUITE 1600
SAN DIEGO, CA 92121-2189

Domestic Representative - Not Found

Assignment 2 of 4

Conveyance: SECURITY AGREEMENT IN LICENSED TRADEMARKS

Reel/Frame: [2928/0209](#)

Pages: 13

Date Recorded: Sep. 02, 2004

Supporting Documents: [assignment-tm-2928-0209.pdf](#)

Assignor

Name: [THE HOLMES GROUP, INC.](#)

Execution Date: May 06, 2004

Legal Entity Type: CORPORATION

State or Country Where Organized: MASSACHUSETTS

Assignee

Name: [GENERAL ELECTRIC CAPITAL CORPORATION, AS COLLATERAL AGENT](#)

Legal Entity Type: CORPORATION

State or Country DELAWARE
Where Organized:

Address: 500 WEST MONROE STREET
17TH FLOOR
CHICAGO, ILLINOIS 60661

Correspondent

Correspondent Name: ELISABETH A. EVERT

Correspondent Address: 717 NORTH HARWOOD
SUITE 3400
DALLAS, TX 75201

Domestic Representative - Not Found

Assignment 3 of 4

Conveyance: SECURITY AGREEMENT

Reel/Frame: [3078/0879](#)

Pages: 16

Date Recorded: Mar. 28, 2005

Supporting Documents: [assignment-tm-3078-0879.pdf](#)

Assignor

Name: [THE HOLMES GROUP, INC.](#)

Execution Date: May 06, 2004

Legal Entity Type: CORPORATION

State or Country MASSACHUSETTS
Where Organized:

Assignee

Name: [GENERAL ELECTRIC CAPITAL CORPORATION, AS COLLATERAL AGENT](#)

Legal Entity Type: CORPORATION

State or Country DELAWARE
Where Organized:

Address: 500 WEST MONROE STREET
17TH FLOOR
CHICAGO, ILLINOIS 60661

Correspondent

Correspondent Name: DUSAN CLARK

Correspondent Address: SIDLEY AUSTIN BROWN, & WOOD LLP
717 NORTH HARWOOD ST.
SUITE 3400
DALLAS, TX 75201

Domestic Representative - Not Found

Assignment 4 of 4

Conveyance: SECURITY INTEREST

Reel/Frame: [4696/0691](#)

Pages: 7

Date Recorded: Jan. 11, 2012

Supporting Documents: [assignment-tm-4696-0691.pdf](#)

Assignor

Name: [MICROBAN PRODUCTS COMPANY](#)

Execution Date: Dec. 30, 2011

Legal Entity Type: CORPORATION

State or Country NORTH CAROLINA
Where Organized:

Assignee

Name: [FIFTH THIRD BANK, AS ADMINISTRATIVE AGENT](#)

Legal Entity Type: BANKING CORPORATION

State or Country OHIO
Where Organized:

Address: 38 FOUNTAIN SQUARE PLAZA
CINCINNATI, OHIO 45263

Correspondent

Correspondent Name: RICHARD KALWA

Correspondent 111 WEST MONROE STREET
Address: CHAPMAN AND CUTLER LLP
CHICAGO, IL 60603

Domestic Representative - Not Found

Proceedings

Summary

Number of Proceedings: 3

Type of Proceeding: Opposition

Proceeding Number: [91192161](#)

Filing Date: Oct 05, 2009

Status: Terminated

Status Date: Oct 22, 2009

Interlocutory Attorney: ANGELA LYKOS

Defendant

Name: Nestle Waters North America Inc.

Correspondent Address: NESTLE USA, INC.
ROBERT H. SANDERS
800 N BRAND BLVD, 14TH FL
GLENDALE CA , 91203
UNITED STATES

Correspondent e-mail: robert.sanders@us.nestle.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
MICROBLU	Abandoned - After Inter-Partes Decision	77706770	

Plaintiff(s)

Name: MICROBAN PRODUCTS COMPANY

Correspondent Address: Cliff D. Weston
MICROBAN PRODUCTS COMPANY
11400 VANSTORY DRIVE
HUNTERSVILLE NC , 28078
UNITED STATES

Correspondent e-mail: cust36845@microban.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
MICROBAN	Cancelled - Section 8	73065448	1063362
MICROBAN	REGISTERED AND RENEWED	73164676	1141006
MICROBAN	REGISTERED AND RENEWED	73614750	1464213
MICROBAN	REGISTERED AND RENEWED	75280847	2227218
MICROBAN	REGISTERED AND RENEWED	75354497	2220264
MICROBAN	REGISTERED AND RENEWED	76042781	2611477
MICROBAN ANTIBACTERIAL PROTECTION	REGISTERED AND RENEWED	75426927	2380284
MICROBAN ANTIMICROBIAL PROTECTION	Cancelled - Section 8	75426926	2365607
MICROBAN PROTECTION	Cancelled - Section 8	75428733	2365610
MICROBAN	REGISTERED AND RENEWED	77410208	3614683
MICROBAN	REGISTERED AND RENEWED	77410231	3614684
MICROBAN	REGISTERED AND RENEWED	77410263	3614685
MICROSURE	Cancelled - Section 8	75000582	2330038
MICROFRESH	Cancelled - Section 8	78977379	3263245
MICROFRESH	Cancelled - Section 8	78980064	3443067
MICROBAN	Partial Section 8 and 15 Accepted and Acknowledged	77582913	4012824
MICROFRESH	Abandoned - No Statement Of Use Filed	78339632	

MICROBAN

Cancelled - Section 8

[77638711](#)

[3911590](#)

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Oct 05, 2009	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Oct 06, 2009	Nov 15, 2009
3	PENDING, INSTITUTED	Oct 06, 2009	
4	WITHDRAWAL OF APPLICATION	Oct 21, 2009	
5	BD'S DECISION: DISMISSED W/O PREJUDICE	Oct 22, 2009	
6	TERMINATED	Oct 22, 2009	

Type of Proceeding: Opposition

Proceeding Number: [91183109](#)

Filing Date: Mar 21, 2008

Status: Terminated

Status Date: Oct 09, 2008

Interlocutory Attorney: ROBERT COGGINS

Defendant

Name: AAF-MCQUAY INC.

Correspondent Address: MATTHEW A. WILLIAMS
WYATT, TARRANT & COMBS, LLP
500 W JEFFERSON ST STE 2800
LOUISVILLE KY , 40202-2898
UNITED STATES

Correspondent e-mail: mwilliams@wyattfirm.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
MICROKLEAN	Cancelled - Section 8	77083395	3568098

Plaintiff(s)

Name: MICROBAN PRODUCTS COMPANY

Correspondent Address: Cliff D. Weston
MICROBAN PRODUCTS COMPANY
11515 Vanstory Drive Suite 125
Huntersville NC , 28078
UNITED STATES

Correspondent e-mail: cliff.weston@Microban.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
MICROBAN	Cancelled - Section 8	73065448	1063362
MICROBAN	REGISTERED AND RENEWED	73164676	1141006
MICROBAN	REGISTERED AND RENEWED	75280847	2227218
MICROBAN	REGISTERED AND RENEWED	75354497	2220264
MICROBAN	REGISTERED AND RENEWED	76042781	2611477
MICROBAN ANTIBACTERIAL PROTECTION	REGISTERED AND RENEWED	75426927	2380284
MICROBAN ANTIMICROBIAL PROTECTION	Cancelled - Section 8	75426926	2365607
MICROBAN PROTECTION	Cancelled - Section 8	75428733	2365610
MICROSURE	Cancelled - Section 8	75000582	2330038
MICROFRESH	Cancelled - Section 8	78977379	3263245
MICROBAN	REGISTERED AND RENEWED	77410263	3614685
MICROBAN	REGISTERED AND RENEWED	77410231	3614684
MICROBAN	REGISTERED AND RENEWED	77410208	3614683
MICROFRESH	Abandoned - No Statement Of Use Filed	78339632	

Prosecution History

Entry Number	History Text	Date	Due Date
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1	FILED AND FEE	Mar 21, 2008	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Mar 21, 2008	Apr 30, 2008
3	PENDING, INSTITUTED	Mar 21, 2008	
4	STIPULATION FOR AN EXTENSION OF TIME	Apr 24, 2008	
5	EXTENSION OF TIME GRANTED	Apr 24, 2008	
6	STIPULATION FOR AN EXTENSION OF TIME	May 23, 2008	
7	EXTENSION OF TIME GRANTED	May 23, 2008	
8	STIPULATION FOR AN EXTENSION OF TIME	Jun 23, 2008	
9	EXTENSION OF TIME GRANTED	Jun 23, 2008	
10	STIPULATION FOR AN EXTENSION OF TIME	Jul 28, 2008	
11	EXTENSION OF TIME GRANTED	Jul 28, 2008	
12	STIPULATION FOR AN EXTENSION OF TIME	Aug 27, 2008	
13	EXTENSION OF TIME GRANTED	Aug 27, 2008	
14	WITHDRAWAL OF OPPOSITION	Sep 12, 2008	
15	BD'S DECISION: DISMISSED W/O PREJUDICE	Oct 09, 2008	
16	TERMINATED	Oct 09, 2008	

Type of Proceeding: Opposition

Proceeding Number: [91178511](#)

Filing Date: Jul 23, 2007

Status: Terminated

Status Date: Feb 21, 2008

Interlocutory Attorney: ANGELA LYKOS

Defendant

Name: Guthery, Eugene B.

Correspondent Address: JIM MAURITSON
2201 N CLASSEN BLVD
OKLAHOMA CITY OK , 73106-5802
UNITED STATES

Correspondent e-mail: badlaws@cox.net

Associated marks

Mark	Application Status	Serial Number	Registration Number
MIKRO-BAN	Abandoned - After Inter-Partes Decision	77019426	

Plaintiff(s)

Name: MICROBAN PRODUCTS COMPANY

Correspondent Address: Cliff D. Weston
MICROBAN PRODUCTS COMPANY
11515 Vanstory Drive Suite 125
Huntersville NC , 28078
UNITED STATES

Correspondent e-mail: cliff.weston@microban.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
MICROBAN	REGISTERED AND RENEWED	75280847	2227218
MICROBAN	REGISTERED AND RENEWED	73164676	1141006
MICROBAN	REGISTERED AND RENEWED	75354497	2220264
MICROBAN	REGISTERED AND RENEWED	76042781	2611477
MICROBAN ANTIBACTERIAL PROTECTION	REGISTERED AND RENEWED	75426927	2380284
MICROBAN ANTIMICROBIAL PROTECTION	Cancelled - Section 8	75426926	2365607
MICROBAN PROTECTION	Cancelled - Section 8	75428733	2365610
MICROSURE	Cancelled - Section 8	75000582	2330038
MICROFRESH	Cancelled - Section 8	78977379	3263245

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Jul 23, 2007	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Jul 23, 2007	Sep 01, 2007
3	PENDING, INSTITUTED	Jul 23, 2007	
4	NOTICE OF DEFAULT	Sep 28, 2007	
5	UNDELIVERABLE MAIL	Oct 10, 2007	
6	UNDELIVERABLE MAIL	Oct 10, 2007	
7	RESPONSE DUE 30 DAYS (DUE DATE)	Jan 07, 2008	Feb 06, 2008
8	BOARD'S DECISION: SUSTAINED	Feb 21, 2008	
9	TERMINATED	Feb 21, 2008	

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Mark: MICROBAN



US Serial Number: 75280847

Application Filing Date: Apr. 25, 1997

US Registration Number: 2227218

Registration Date: Mar. 02, 1999

Register: Principal

Mark Type: Trademark, Service Mark

Status: The registration has been renewed.

Status Date: Mar. 01, 2019

Publication Date: Dec. 08, 1998

Mark Information

Mark Literal Elements: MICROBAN

Standard Character Claim: No

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

Design Search Code(s): 26.01.17 - Circles, two concentric; Concentric circles, two; Two concentric circles
26.01.21 - Circles that are totally or partially shaded.
26.05.21 - Triangles that are completely or partially shaded

Related Properties Information

Claimed Ownership of US Registrations: 1063362, 1141006

Goods and Services

Note:

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

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

For: antimicrobial, antibacterial, and antifungal chemical additives for incorporation into plastic resins and products made from such additives, namely, fibers, fabrics, and wide variety of plastic resin consumer goods

International Class(es): 001 - Primary Class

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

Class Status: ACTIVE

Basis: 1(a)

First Use: Jan. 23, 1994

Use in Commerce: Jan. 23, 1994

For: [treatment of plastic resins and products made from such plastic resins, namely, fibers and fabrics, and a wide variety of plastic resin consumer goods, with antimicrobial, antibacterial, and antifungal chemical additives]

International Class(es): 040 - Primary Class

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

Class Status: SECTION 8 - CANCELLED

Basis: 1(a)

First Use: Jan. 23, 1994

Use in Commerce: Jan. 23, 1994

Basis Information (Case Level)

Filed Use: Yes	Currently Use: Yes	Amended Use: No
Filed ITU: No	Currently ITU: No	Amended ITU: No
Filed 44D: No	Currently 44D: No	Amended 44D: No
Filed 44E: No	Currently 44E: No	Amended 44E: No
Filed 66A: No	Currently 66A: No	
Filed No Basis: No	Currently No Basis: No	

Current Owner(s) Information

Owner Name: MICROBAN PRODUCTS COMPANY
Owner Address: 11400 VANSTORY DRIVE
HUNTERSVILLE, NORTH CAROLINA 28078
UNITED STATES
Legal Entity Type: CORPORATION **State or Country Where Organized:** NORTH CAROLINA

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Rebecca Drzal
Attorney Primary Email Address: trademarks@microban.com **Attorney Email Authorized:** Yes

Correspondent

Correspondent Name/Address: Rebecca Drzal
Microban Products Company
11400 Vanstory Drive
Huntersville, NORTH CAROLINA 28078
UNITED STATES
Phone: 704-766-1086 **Fax:** 704-875-0810
Correspondent e-mail: trademarks@microban.com rebecca.drzal@barrbrands.com kelly.davis@microban.com **Correspondent e-mail Authorized:** Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Mar. 01, 2019	NOTICE OF ACCEPTANCE OF SEC. 8 & 9 - E-MAILED	
Mar. 01, 2019	NOTICE OF ACCEPTANCE OF SEC. 8 & 9 - MAILED	
Mar. 01, 2019	REGISTERED AND RENEWED (SECOND RENEWAL - 10 YRS)	68502
Mar. 01, 2019	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	68502
Feb. 28, 2019	TEAS SECTION 8 & 9 RECEIVED	
Mar. 02, 2018	COURTESY REMINDER - SEC. 8 (10-YR)/SEC. 9 E-MAILED	
Jul. 13, 2017	ATTORNEY/DOM.REP.REVOKED AND/OR APPOINTED	
Jul. 13, 2017	TEAS REVOKE/APP/CHANGE ADDR OF ATTY/DOM REP RECEIVED	
May 04, 2011	CASE FILE IN TICRS	
Apr. 14, 2011	CASE FILE IN TICRS	
Mar. 02, 2009	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	68502
Mar. 02, 2009	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	
Feb. 26, 2009	ASSIGNED TO PARALEGAL	68502
Feb. 24, 2009	TEAS SECTION 8 & 9 RECEIVED	
Jan. 26, 2009	APPLICANT/CORRESPONDENCE CHANGES (NON-RESPONSIVE) ENTERED	88888
Jan. 26, 2009	TEAS CHANGE OF OWNER ADDRESS RECEIVED	
Jan. 11, 2007	ATTORNEY/DOM.REP.REVOKED AND/OR APPOINTED	
Jan. 11, 2007	TEAS REVOKE/APP/CHANGE ADDR OF ATTY/DOM REP RECEIVED	
Sep. 28, 2004	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	
Aug. 16, 2004	REGISTERED - SEC. 8 (6-YR) & SEC. 15 FILED	
Aug. 16, 2004	PAPER RECEIVED	

Mar. 02, 1999 REGISTERED-PRINCIPAL REGISTER
Dec. 08, 1998 PUBLISHED FOR OPPOSITION
Nov. 06, 1998 NOTICE OF PUBLICATION
Sep. 28, 1998 APPROVED FOR PUB - PRINCIPAL REGISTER
Aug. 31, 1998 CORRESPONDENCE RECEIVED IN LAW OFFICE
Aug. 20, 1998 NON-FINAL ACTION MAILED
May 18, 1998 CORRESPONDENCE RECEIVED IN LAW OFFICE
Nov. 21, 1997 NON-FINAL ACTION MAILED
Nov. 19, 1997 ASSIGNED TO EXAMINER

74290

Maintenance Filings or Post Registration Information

Affidavit of Continued Use: Section 8 - Accepted

Affidavit of Incontestability: Section 15 - Accepted

Renewal Date: Mar. 02, 2019

TM Staff and Location Information

TM Staff Information - None File Location

Current Location: POST REGISTRATION

Date in Location: Mar. 01, 2019

Assignment Abstract Of Title Information

Summary

Total Assignments: 4

Registrant: MICROBAN PRODUCTS COMPANY

Assignment 1 of 4

Conveyance: SECURITY AGREEMENT

Reel/Frame: [2351/0739](#)

Pages: 6

Date Recorded: Aug. 21, 2001

Supporting Documents: [assignment-tm-2351-0739.pdf](#)

Assignor

Name: [MICROBAN PRODUCTS COMPANY](#)

Execution Date: Jul. 30, 2001

Legal Entity Type: CORPORATION

State or Country Where Organized: NORTH CAROLINA

Assignee

Name: [IMPERIAL BANK](#)

Legal Entity Type: A CALIFORNIA CHARTERED BANK

State or Country Where Organized: No Place Where Organized Found

Address: 226 AIRPORT PARKWAY
SAN JOSE, CALIFORNIA 95110

Correspondent

Correspondent Name: GRAY CARY WARE & FREIDENRICH

Correspondent Address: ERIN O'BRIEN
4365 EXECUTIVE DRIVE,
SUITE 1600
SAN DIEGO, CA 92121-2189

Domestic Representative - Not Found

Assignment 2 of 4

Conveyance: SECURITY AGREEMENT IN LICENSED TRADEMARKS

Reel/Frame: [2928/0209](#)

Pages: 13

Date Recorded: Sep. 02, 2004

Supporting Documents: [assignment-tm-2928-0209.pdf](#)

Assignor

Name: [THE HOLMES GROUP, INC.](#) **Execution Date:** May 06, 2004
Legal Entity Type: CORPORATION **State or Country Where Organized:** MASSACHUSETTS

Assignee

Name: [GENERAL ELECTRIC CAPITAL CORPORATION, AS COLLATERAL AGENT](#)
Legal Entity Type: CORPORATION **State or Country Where Organized:** DELAWARE
Address: 500 WEST MONROE STREET
17TH FLOOR
CHICAGO, ILLINOIS 60661

Correspondent

Correspondent Name: ELISABETH A. EVERT
Correspondent Address: 717 NORTH HARWOOD
SUITE 3400
DALLAS, TX 75201

Domestic Representative - Not Found

Assignment 3 of 4

Conveyance: SECURITY AGREEMENT
Reel/Frame: [3078/0879](#) **Pages:** 16
Date Recorded: Mar. 28, 2005
Supporting Documents: [assignment-tm-3078-0879.pdf](#)

Assignor

Name: [THE HOLMES GROUP, INC.](#) **Execution Date:** May 06, 2004
Legal Entity Type: CORPORATION **State or Country Where Organized:** MASSACHUSETTS

Assignee

Name: [GENERAL ELECTRIC CAPITAL CORPORATION, AS COLLATERAL AGENT](#)
Legal Entity Type: CORPORATION **State or Country Where Organized:** DELAWARE
Address: 500 WEST MONROE STREET
17TH FLOOR
CHICAGO, ILLINOIS 60661

Correspondent

Correspondent Name: DUSAN CLARK
Correspondent Address: SIDLEY AUSTIN BROWN, & WOOD LLP
717 NORTH HARWOOD ST.
SUITE 3400
DALLAS, TX 75201

Domestic Representative - Not Found

Assignment 4 of 4

Conveyance: SECURITY INTEREST
Reel/Frame: [4696/0691](#) **Pages:** 7
Date Recorded: Jan. 11, 2012
Supporting Documents: [assignment-tm-4696-0691.pdf](#)

Assignor

Name: [MICROBAN PRODUCTS COMPANY](#) **Execution Date:** Dec. 30, 2011
Legal Entity Type: CORPORATION **State or Country Where Organized:** NORTH CAROLINA

Assignee

Name: [FIFTH THIRD BANK, AS ADMINISTRATIVE AGENT](#)

Legal Entity Type: BANKING CORPORATION

State or Country Where Organized: OHIO

Address: 38 FOUNTAIN SQUARE PLAZA
CINCINNATI, OHIO 45263

Correspondent

Correspondent Name: RICHARD KALWA

Correspondent Address: 111 WEST MONROE STREET
CHAPMAN AND CUTLER LLP
CHICAGO, IL 60603

Domestic Representative - Not Found

Proceedings

Summary

Number of Proceedings: 3

Type of Proceeding: Opposition

Proceeding Number: [91192161](#)

Filing Date: Oct 05, 2009

Status: Terminated

Status Date: Oct 22, 2009

Interlocutory Attorney: ANGELA LYKOS

Defendant

Name: Nestle Waters North America Inc.

Correspondent Address: NESTLE USA, INC.
ROBERT H. SANDERS
800 N BRAND BLVD, 14TH FL
GLENDALE CA , 91203
UNITED STATES

Correspondent e-mail: robert.sanders@us.nestle.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
MICROBLU	Abandoned - After Inter-Partes Decision	77706770	

Plaintiff(s)

Name: MICROBAN PRODUCTS COMPANY

Correspondent Address: Cliff D. Weston
MICROBAN PRODUCTS COMPANY
11400 VANSTORY DRIVE
HUNTERSVILLE NC , 28078
UNITED STATES

Correspondent e-mail: cust36845@microban.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
MICROBAN	Cancelled - Section 8	73065448	1063362
MICROBAN	REGISTERED AND RENEWED	73164676	1141006
MICROBAN	REGISTERED AND RENEWED	73614750	1464213
MICROBAN	REGISTERED AND RENEWED	75280847	2227218
MICROBAN	REGISTERED AND RENEWED	75354497	2220264
MICROBAN	REGISTERED AND RENEWED	76042781	2611477
MICROBAN ANTIBACTERIAL PROTECTION	REGISTERED AND RENEWED	75426927	2380284
MICROBAN ANTIMICROBIAL PROTECTION	Cancelled - Section 8	75426926	2365607
MICROBAN PROTECTION	Cancelled - Section 8	75428733	2365610

MICROBAN	REGISTERED AND RENEWED	77410208	3614683
MICROBAN	REGISTERED AND RENEWED	77410231	3614684
MICROBAN	REGISTERED AND RENEWED	77410263	3614685
MICROSURE	Cancelled - Section 8	75000582	2330038
MICROFRESH	Cancelled - Section 8	78977379	3263245
MICROFRESH	Cancelled - Section 8	78980064	3443067
MICROBAN	Partial Section 8 and 15 Accepted and Acknowledged	77582913	4012824
MICROFRESH	Abandoned - No Statement Of Use Filed	78339632	
MICROBAN	Cancelled - Section 8	77638711	3911590

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Oct 05, 2009	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Oct 06, 2009	Nov 15, 2009
3	PENDING, INSTITUTED	Oct 06, 2009	
4	WITHDRAWAL OF APPLICATION	Oct 21, 2009	
5	BD'S DECISION: DISMISSED W/O PREJUDICE	Oct 22, 2009	
6	TERMINATED	Oct 22, 2009	

Type of Proceeding: Opposition

Proceeding Number: [91183109](#)

Filing Date: Mar 21, 2008

Status: Terminated

Status Date: Oct 09, 2008

Interlocutory Attorney: ROBERT COGGINS

Defendant

Name: AAF-MCQUAY INC.

Correspondent Address: MATTHEW A. WILLIAMS
WYATT, TARRANT & COMBS, LLP
500 W JEFFERSON ST STE 2800
LOUISVILLE KY , 40202-2898
UNITED STATES

Correspondent e-mail: mwilliams@wyattfirm.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
MICROKLEAN	Cancelled - Section 8	77083395	3568098

Plaintiff(s)

Name: MICROBAN PRODUCTS COMPANY

Correspondent Address: Cliff D. Weston
MICROBAN PRODUCTS COMPANY
11515 Vanstory Drive Suite 125
Huntersville NC , 28078
UNITED STATES

Correspondent e-mail: cliff.weston@Microban.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
MICROBAN	Cancelled - Section 8	73065448	1063362
MICROBAN	REGISTERED AND RENEWED	73164676	1141006
MICROBAN	REGISTERED AND RENEWED	75280847	2227218
MICROBAN	REGISTERED AND RENEWED	75354497	2220264
MICROBAN	REGISTERED AND RENEWED	76042781	2611477
MICROBAN ANTIBACTERIAL PROTECTION	REGISTERED AND RENEWED	75426927	2380284
MICROBAN ANTIMICROBIAL PROTECTION	Cancelled - Section 8	75426926	2365607
MICROBAN PROTECTION	Cancelled - Section 8	75428733	2365610

MICROSURE	Cancelled - Section 8	75000582	2330038
MICROFRESH	Cancelled - Section 8	78977379	3263245
MICROBAN	REGISTERED AND RENEWED	77410263	3614685
MICROBAN	REGISTERED AND RENEWED	77410231	3614684
MICROBAN	REGISTERED AND RENEWED	77410208	3614683
MICROFRESH	Abandoned - No Statement Of Use Filed	78339632	

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Mar 21, 2008	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Mar 21, 2008	Apr 30, 2008
3	PENDING, INSTITUTED	Mar 21, 2008	
4	STIPULATION FOR AN EXTENSION OF TIME	Apr 24, 2008	
5	EXTENSION OF TIME GRANTED	Apr 24, 2008	
6	STIPULATION FOR AN EXTENSION OF TIME	May 23, 2008	
7	EXTENSION OF TIME GRANTED	May 23, 2008	
8	STIPULATION FOR AN EXTENSION OF TIME	Jun 23, 2008	
9	EXTENSION OF TIME GRANTED	Jun 23, 2008	
10	STIPULATION FOR AN EXTENSION OF TIME	Jul 28, 2008	
11	EXTENSION OF TIME GRANTED	Jul 28, 2008	
12	STIPULATION FOR AN EXTENSION OF TIME	Aug 27, 2008	
13	EXTENSION OF TIME GRANTED	Aug 27, 2008	
14	WITHDRAWAL OF OPPOSITION	Sep 12, 2008	
15	BD'S DECISION: DISMISSED W/O PREJUDICE	Oct 09, 2008	
16	TERMINATED	Oct 09, 2008	

Type of Proceeding: Opposition

Proceeding Number: [91178511](#)

Filing Date: Jul 23, 2007

Status: Terminated

Status Date: Feb 21, 2008

Interlocutory Attorney: ANGELA LYKOS

Defendant

Name: Guthery, Eugene B.

Correspondent Address: JIM MAURITSON
2201 N CLASSEN BLVD
OKLAHOMA CITY OK , 73106-5802
UNITED STATES

Correspondent e-mail: badlaws@cox.net

Associated marks

Mark	Application Status	Serial Number	Registration Number
MIKRO-BAN	Abandoned - After Inter-Partes Decision	77019426	

Plaintiff(s)

Name: MICROBAN PRODUCTS COMPANY

Correspondent Address: Cliff D. Weston
MICROBAN PRODUCTS COMPANY
11515 Vanstory Drive Suite 125
Huntersville NC , 28078
UNITED STATES

Correspondent e-mail: cliff.weston@microban.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
MICROBAN	REGISTERED AND RENEWED	75280847	2227218
MICROBAN	REGISTERED AND RENEWED	73164676	1141006

MICROBAN	REGISTERED AND RENEWED	75354497	2220264
MICROBAN	REGISTERED AND RENEWED	76042781	2611477
MICROBAN ANTIBACTERIAL PROTECTION	REGISTERED AND RENEWED	75426927	2380284
MICROBAN ANTIMICROBIAL PROTECTION	Cancelled - Section 8	75426926	2365607
MICROBAN PROTECTION	Cancelled - Section 8	75428733	2365610
MICROSURE	Cancelled - Section 8	75000582	2330038
MICROFRESH	Cancelled - Section 8	78977379	3263245

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Jul 23, 2007	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Jul 23, 2007	Sep 01, 2007
3	PENDING, INSTITUTED	Jul 23, 2007	
4	NOTICE OF DEFAULT	Sep 28, 2007	
5	UNDELIVERABLE MAIL	Oct 10, 2007	
6	UNDELIVERABLE MAIL	Oct 10, 2007	
7	RESPONSE DUE 30 DAYS (DUE DATE)	Jan 07, 2008	Feb 06, 2008
8	BOARD'S DECISION: SUSTAINED	Feb 21, 2008	
9	TERMINATED	Feb 21, 2008	

Generated on: This page was generated by TSDR on 2019-08-28 11:02:25 EDT

Mark: MICROBAN

MICROBAN

US Serial Number: 76042781

Application Filing Date: May 08, 2000

US Registration Number: 2611477

Registration Date: Aug. 27, 2002

Register: Principal

Mark Type: Trademark

TM5 Common Status Descriptor:



LIVE/REGISTRATION/Issued and Active

The trademark application has been registered with the Office.

Status: The registration has been renewed.

Status Date: Feb. 15, 2013

Publication Date: Jun. 04, 2002

Mark Information

Mark Literal Elements: MICROBAN

Standard Character Claim: No

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

Related Properties Information

Claimed Ownership of US Registrations: 1141006, 1464213, 2227218 and others

Goods and Services

Note:

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

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

For: ANTIMICROBIAL, ANTIBACTERIAL, AND ANTIFUNGAL CHEMICAL ADDITIVES FOR INCORPORATION INTO PLASTIC RESINS AND PRODUCTS MADE FROM SUCH ADDITIVES, NAMELY, FIBERS, FABRICS, AND A WIDE VARIETY OF PLASTIC RESIN CONSUMER GOODS

International Class(es): 001 - Primary Class

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

Class Status: ACTIVE

Basis: 1(a)

First Use: Sep. 17, 1975

Use in Commerce: Sep. 17, 1975

Basis Information (Case Level)

Filed Use: Yes

Currently Use: Yes

Filed ITU: No

Currently ITU: No

Filed 44D: No

Currently 44E: No

Filed 44E: No

Currently 66A: No

Filed 66A: No

Currently No Basis: No

Filed No Basis: No

Current Owner(s) Information

Owner Name: Microban Products Company

Owner Address: 11400 VANSTORY DRIVE
HUNTERSVILLE, NORTH CAROLINA UNITED STATES 28078

Legal Entity Type: CORPORATION

State or Country Where Organized: NORTH CAROLINA

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Rebecca Drzal

Attorney Primary Email Address: trademarks@microban.com

Attorney Email Authorized: Yes

Correspondent

Correspondent Name/Address: Rebecca Drzal
Microban Products Company
11400 Vanstory Drive
Huntersville, NORTH CAROLINA UNITED STATES 28078

Phone: 704-766-1086

Fax: 704-875-0810

Correspondent e-mail: trademarks@microban.com rebecca.drzal@barrbrands.com kelly.davis@microban.com

Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Jul. 13, 2017	ATTORNEY/DOM.REP.REVOKED AND/OR APPOINTED	
Jul. 13, 2017	TEAS REVOKE/APP/CHANGE ADDR OF ATTY/DOM REP RECEIVED	
Feb. 15, 2013	NOTICE OF ACCEPTANCE OF SEC. 8 & 9 - E-MAILED	
Feb. 15, 2013	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	75461
Feb. 15, 2013	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	75461
Feb. 14, 2013	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	75461
Jan. 28, 2013	TEAS SECTION 8 & 9 RECEIVED	
Jan. 28, 2013	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Jan. 26, 2009	APPLICANT/CORRESPONDENCE CHANGES (NON-RESPONSIVE) ENTERED	88888
Jan. 26, 2009	TEAS CHANGE OF OWNER ADDRESS RECEIVED	
Sep. 30, 2008	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	70132
Sep. 05, 2008	ASSIGNED TO PARALEGAL	70132
Sep. 03, 2008	TEAS SECTION 8 & 15 RECEIVED	
Oct. 09, 2007	CASE FILE IN TICRS	
Jan. 11, 2007	ATTORNEY/DOM.REP.REVOKED AND/OR APPOINTED	
Jan. 11, 2007	TEAS REVOKE/APP/CHANGE ADDR OF ATTY/DOM REP RECEIVED	
Aug. 27, 2002	REGISTERED-PRINCIPAL REGISTER	
Jun. 04, 2002	PUBLISHED FOR OPPOSITION	
May 15, 2002	NOTICE OF PUBLICATION	
Nov. 16, 2001	APPROVED FOR PUB - PRINCIPAL REGISTER	
Nov. 16, 2001	ASSIGNED TO EXAMINER	78485
Dec. 20, 2000	CORRESPONDENCE RECEIVED IN LAW OFFICE	
Oct. 13, 2000	NON-FINAL ACTION MAILED	
Oct. 12, 2000	PREVIOUS ALLOWANCE COUNT WITHDRAWN	
Sep. 27, 2000	APPROVED FOR PUB - PRINCIPAL REGISTER	
Sep. 27, 2000	ASSIGNED TO EXAMINER	76581

TM Staff and Location Information

TM Staff Information - None**File Location**

Current Location: GENERIC WEB UPDATE

Date in Location: Feb. 15, 2013

Assignment Abstract Of Title Information**Summary**

Total Assignments: 4

Registrant: Microban Products Company

Assignment 1 of 4

Conveyance: SECURITY AGREEMENT

Reel/Frame: [2351/0739](#)

Pages: 6

Date Recorded: Aug. 21, 2001

Supporting Documents: [assignment-tm-2351-0739.pdf](#)**Assignor**Name: [MICROBAN PRODUCTS COMPANY](#)

Execution Date: Jul. 30, 2001

Legal Entity Type: CORPORATION

State or Country Where Organized: NORTH CAROLINA

AssigneeName: [IMPERIAL BANK](#)

Legal Entity Type: A CALIFORNIA CHARTERED BANK

State or Country Where Organized: No Place Where Organized Found

Address: 226 AIRPORT PARKWAY
SAN JOSE, CALIFORNIA 95110**Correspondent**

Correspondent Name: GRAY CARY WARE & FREIDENRICH

Correspondent Address: ERIN O'BRIEN
4365 EXECUTIVE DRIVE,
SUITE 1600
SAN DIEGO, CA 92121-2189**Domestic Representative - Not Found****Assignment 2 of 4**

Conveyance: SECURITY AGREEMENT IN LICENSED TRADEMARKS

Reel/Frame: [2928/0209](#)

Pages: 13

Date Recorded: Sep. 02, 2004

Supporting Documents: [assignment-tm-2928-0209.pdf](#)**Assignor**Name: [THE HOLMES GROUP, INC.](#)

Execution Date: May 06, 2004

Legal Entity Type: CORPORATION

State or Country Where Organized: MASSACHUSETTS

AssigneeName: [GENERAL ELECTRIC CAPITAL CORPORATION, AS COLLATERAL AGENT](#)

Legal Entity Type: CORPORATION

State or Country Where Organized: DELAWARE

Address: 500 WEST MONROE STREET
17TH FLOOR
CHICAGO, ILLINOIS 60661**Correspondent**

Correspondent Name: ELISABETH A. EVERT

Correspondent Address: 717 NORTH HARWOOD
SUITE 3400
DALLAS, TX 75201

Domestic Representative - Not Found

Assignment 3 of 4

Conveyance: SECURITY AGREEMENT

Reel/Frame: [3078/0879](#)

Pages: 16

Date Recorded: Mar. 28, 2005

Supporting Documents: [assignment-tm-3078-0879.pdf](#)

Assignor

Name: [THE HOLMES GROUP, INC.](#)

Execution Date: May 06, 2004

Legal Entity Type: CORPORATION

State or Country Where Organized: MASSACHUSETTS

Assignee

Name: [GENERAL ELECTRIC CAPITAL CORPORATION, AS COLLATERAL AGENT](#)

Legal Entity Type: CORPORATION

State or Country Where Organized: DELAWARE

Address: 500 WEST MONROE STREET
17TH FLOOR
CHICAGO, ILLINOIS 60661

Correspondent

Correspondent Name: DUSAN CLARK

Correspondent Address: SIDLEY AUSTIN BROWN, & WOOD LLP
717 NORTH HARWOOD ST.
SUITE 3400
DALLAS, TX 75201

Domestic Representative - Not Found

Assignment 4 of 4

Conveyance: SECURITY INTEREST

Reel/Frame: [4696/0691](#)

Pages: 7

Date Recorded: Jan. 11, 2012

Supporting Documents: [assignment-tm-4696-0691.pdf](#)

Assignor

Name: [MICROBAN PRODUCTS COMPANY](#)

Execution Date: Dec. 30, 2011

Legal Entity Type: CORPORATION

State or Country Where Organized: NORTH CAROLINA

Assignee

Name: [FIFTH THIRD BANK, AS ADMINISTRATIVE AGENT](#)

Legal Entity Type: BANKING CORPORATION

State or Country Where Organized: OHIO

Address: 38 FOUNTAIN SQUARE PLAZA
CINCINNATI, OHIO 45263

Correspondent

Correspondent Name: RICHARD KALWA

Correspondent Address: 111 WEST MONROE STREET
CHAPMAN AND CUTLER LLP
CHICAGO, IL 60603

Domestic Representative - Not Found

Proceedings

Summary

Number of Proceedings: 3

Type of Proceeding: Opposition

Proceeding Number: [91192161](#)

Filing Date: Oct 05, 2009

Status: Terminated

Status Date: Oct 22, 2009

Interlocutory Attorney: ANGELA LYKOS

Defendant

Name: Nestle Waters North America Inc.

Correspondent Address: NESTLE USA, INC.
ROBERT H. SANDERS
800 N BRAND BLVD, 14TH FL
GLENDALE CA UNITED STATES , 91203

Correspondent e-mail: robert.sanders@us.nestle.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
MICROBLU	Abandoned - After Inter-Partes Decision	77706770	

Plaintiff(s)

Name: MICROBAN PRODUCTS COMPANY

Correspondent Address: Cliff D. Weston
MICROBAN PRODUCTS COMPANY
11400 VANSTORY DRIVE
HUNTERSVILLE NC UNITED STATES , 28078

Correspondent e-mail: cust36845@microban.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
MICROBAN	Cancelled - Section 8	73065448	1063362
MICROBAN	REGISTERED AND RENEWED	73164676	1141006
MICROBAN	REGISTERED AND RENEWED	73614750	1464213
MICROBAN	REGISTERED AND RENEWED	75280847	2227218
MICROBAN	REGISTERED AND RENEWED	75354497	2220264
MICROBAN	REGISTERED AND RENEWED	76042781	2611477
MICROBAN ANTIBACTERIAL PROTECTION	REGISTERED AND RENEWED	75426927	2380284
MICROBAN ANTIMICROBIAL PROTECTION	Cancelled - Section 8	75426926	2365607
MICROBAN PROTECTION	Cancelled - Section 8	75428733	2365610
MICROBAN	REGISTERED AND RENEWED	77410208	3614683
MICROBAN	REGISTERED AND RENEWED	77410231	3614684
MICROBAN	REGISTERED AND RENEWED	77410263	3614685
MICROSURE	Cancelled - Section 8	75000582	2330038
MICROFRESH	Cancelled - Section 8	78977379	3263245
MICROFRESH	Cancelled - Section 8	78980064	3443067
MICROBAN	Partial Section 8 and 15 Accepted and Acknowledged	77582913	4012824
MICROFRESH	Abandoned - No Statement Of Use Filed	78339632	
MICROBAN	Cancelled - Section 8	77638711	3911590

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Oct 05, 2009	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Oct 06, 2009	Nov 15, 2009
3	PENDING, INSTITUTED	Oct 06, 2009	
4	WITHDRAWAL OF APPLICATION	Oct 21, 2009	
5	BD'S DECISION: DISMISSED W/O PREJUDICE	Oct 22, 2009	
6	TERMINATED	Oct 22, 2009	

Type of Proceeding: Opposition

Proceeding [91183109](#)
Number:

Filing Date: Mar 21, 2008

Status: Terminated

Status Date: Oct 09, 2008

Interlocutory Attorney: ROBERT COGGINS

Defendant

Name: AAF-MCQUAY INC.

Correspondent Address: MATTHEW A. WILLIAMS
WYATT, TARRANT & COMBS, LLP
500 W JEFFERSON ST STE 2800
LOUISVILLE KY UNITED STATES , 40202-2898

Correspondent e-mail: mwilliams@wyattfirm.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
MICROKLEAN	Cancelled - Section 8	77083395	3568098

Plaintiff(s)

Name: MICROBAN PRODUCTS COMPANY

Correspondent Address: Cliff D. Weston
MICROBAN PRODUCTS COMPANY
11515 Vanstory Drive Suite 125
Huntersville NC UNITED STATES , 28078

Correspondent e-mail: cliff.weston@Microban.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
MICROBAN	Cancelled - Section 8	73065448	1063362
MICROBAN	REGISTERED AND RENEWED	73164676	1141006
MICROBAN	REGISTERED AND RENEWED	75280847	2227218
MICROBAN	REGISTERED AND RENEWED	75354497	2220264
MICROBAN	REGISTERED AND RENEWED	76042781	2611477
MICROBAN ANTIBACTERIAL PROTECTION	REGISTERED AND RENEWED	75426927	2380284
MICROBAN ANTIMICROBIAL PROTECTION	Cancelled - Section 8	75426926	2365607
MICROBAN PROTECTION	Cancelled - Section 8	75428733	2365610
MICROSURE	Cancelled - Section 8	75000582	2330038
MICROFRESH	Cancelled - Section 8	78977379	3263245
MICROBAN	REGISTERED AND RENEWED	77410263	3614685
MICROBAN	REGISTERED AND RENEWED	77410231	3614684
MICROBAN	REGISTERED AND RENEWED	77410208	3614683
MICROFRESH	Abandoned - No Statement Of Use Filed	78339632	

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Mar 21, 2008	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Mar 21, 2008	Apr 30, 2008
3	PENDING, INSTITUTED	Mar 21, 2008	
4	STIPULATION FOR AN EXTENSION OF TIME	Apr 24, 2008	
5	EXTENSION OF TIME GRANTED	Apr 24, 2008	
6	STIPULATION FOR AN EXTENSION OF TIME	May 23, 2008	
7	EXTENSION OF TIME GRANTED	May 23, 2008	
8	STIPULATION FOR AN EXTENSION OF TIME	Jun 23, 2008	
9	EXTENSION OF TIME GRANTED	Jun 23, 2008	
10	STIPULATION FOR AN EXTENSION OF TIME	Jul 28, 2008	
11	EXTENSION OF TIME GRANTED	Jul 28, 2008	
12	STIPULATION FOR AN EXTENSION OF TIME	Aug 27, 2008	
13	EXTENSION OF TIME GRANTED	Aug 27, 2008	

14	WITHDRAWAL OF OPPOSITION	Sep 12, 2008
15	BD'S DECISION: DISMISSED W/O PREJUDICE	Oct 09, 2008
16	TERMINATED	Oct 09, 2008

Type of Proceeding: Opposition

Proceeding Number: [91178511](#)

Filing Date: Jul 23, 2007

Status: Terminated

Status Date: Feb 21, 2008

Interlocutory Attorney: ANGELA LYKOS

Defendant

Name: Guthery, Eugene B.

Correspondent Address: JIM MAURITSON
2201 N CLASSEN BLVD
OKLAHOMA CITY OK UNITED STATES , 73106-5802

Correspondent e-mail: badlaws@cox.net

Associated marks

Mark	Application Status	Serial Number	Registration Number
MIKRO-BAN	Abandoned - After Inter-Partes Decision	77019426	

Plaintiff(s)

Name: MICROBAN PRODUCTS COMPANY

Correspondent Address: Cliff D. Weston
MICROBAN PRODUCTS COMPANY
11515 Vanstory Drive Suite 125
Huntersville NC UNITED STATES , 28078

Correspondent e-mail: cliff.weston@microban.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
MICROBAN	REGISTERED AND RENEWED	75280847	2227218
MICROBAN	REGISTERED AND RENEWED	73164676	1141006
MICROBAN	REGISTERED AND RENEWED	75354497	2220264
MICROBAN	REGISTERED AND RENEWED	76042781	2611477
MICROBAN ANTIBACTERIAL PROTECTION	REGISTERED AND RENEWED	75426927	2380284
MICROBAN ANTIMICROBIAL PROTECTION	Cancelled - Section 8	75426926	2365607
MICROBAN PROTECTION	Cancelled - Section 8	75428733	2365610
MICROSURE	Cancelled - Section 8	75000582	2330038
MICROFRESH	Cancelled - Section 8	78977379	3263245

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Jul 23, 2007	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Jul 23, 2007	Sep 01, 2007
3	PENDING, INSTITUTED	Jul 23, 2007	
4	NOTICE OF DEFAULT	Sep 28, 2007	
5	UNDELIVERABLE MAIL	Oct 10, 2007	
6	UNDELIVERABLE MAIL	Oct 10, 2007	
7	RESPONSE DUE 30 DAYS (DUE DATE)	Jan 07, 2008	Feb 06, 2008
8	BOARD'S DECISION: SUSTAINED	Feb 21, 2008	
9	TERMINATED	Feb 21, 2008	

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Mark: MICROBAN

MICROBAN

US Serial Number: 77410208

Application Filing Date: Feb. 29, 2008

US Registration Number: 3614683

Registration Date: May 05, 2009

Filed as TEAS Plus: Yes

Currently TEAS Plus: No

Register: Principal

Mark Type: Trademark

TM5 Common Status Descriptor:



LIVE/REGISTRATION/Issued and Active

The trademark application has been registered with the Office.

Status: The registration has been renewed.

Status Date: Jun. 08, 2019

Publication Date: Feb. 17, 2009

Mark Information

Mark Literal Elements: MICROBAN

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

Mark Drawing Type: 4 - STANDARD CHARACTER MARK

Related Properties Information

Claimed Ownership of US Registrations: 1141006, 2227218, 2365607 and others

Goods and Services

Note:

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

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

For: Adhesive sealant and caulking compound; Caulking; Caulking compounds; Caulking materials; Rubber sealant for caulking and adhesive purposes; Weatherstripping sealants in the nature of caulk

International Class(es): 017 - Primary Class

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

Class Status: ACTIVE

Basis: 1(a)

First Use: May 01, 2001

Use in Commerce: May 01, 2001

Basis Information (Case Level)

Filed Use: No

Currently Use: Yes

Filed ITU: Yes

Currently ITU: No

Filed 44D: No

Currently 44E: No

Filed 44E: No

Currently 66A: No

Filed 66A: No

Currently No Basis: No

Filed No Basis: No

Current Owner(s) Information

Owner Name: MICROBAN PRODUCTS COMPANY

Owner Address: 11400 VANSTORY DRIVE
HUNTERSVILLE, NORTH CAROLINA UNITED STATES 28078

Legal Entity Type: CORPORATION

State or Country Where Organized: NORTH CAROLINA

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Rebecca Drzal

Docket Number: MPC.TM.094US

Attorney Primary Email Address: trademarks@microban.com

Attorney Email Authorized: Yes

Correspondent

Correspondent Name/Address: Rebecca Drzal
Microban Products Company
11400 Vanstory Drive
Huntersville, NORTH CAROLINA UNITED STATES 28078

Phone: 704-766-1086

Fax: 704-875-0810

Correspondent e-mail: trademarks@microban.com rebecca.drzal@barrbrands.com kelly.davis@microban.com

Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Jun. 08, 2019	NOTICE OF ACCEPTANCE OF SEC. 8 & 9 - E-MAILED	
Jun. 08, 2019	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	76293
Jun. 08, 2019	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	76293
Jun. 07, 2019	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	76293
May 02, 2019	TEAS SECTION 8 & 9 RECEIVED	
May 05, 2018	COURTESY REMINDER - SEC. 8 (10-YR)/SEC. 9 E-MAILED	
Jul. 13, 2017	ATTORNEY/DOM.REP.REVOKED AND/OR APPOINTED	
Jul. 13, 2017	TEAS REVOKE/APP/CHANGE ADDR OF ATTY/DOM REP RECEIVED	
Mar. 21, 2015	NOTICE OF ACCEPTANCE OF SEC. 8 & 15 - E-MAILED	
Mar. 21, 2015	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	64591
Mar. 21, 2015	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	64591
Mar. 09, 2015	TEAS SECTION 8 & 15 RECEIVED	
May 05, 2009	REGISTERED-PRINCIPAL REGISTER	
Feb. 17, 2009	PUBLISHED FOR OPPOSITION	
Jan. 28, 2009	NOTICE OF PUBLICATION	
Jan. 26, 2009	APPLICANT/CORRESPONDENCE CHANGES (NON-RESPONSIVE) ENTERED	88888
Jan. 26, 2009	TEAS CHANGE OF OWNER ADDRESS RECEIVED	
Jan. 14, 2009	LAW OFFICE PUBLICATION REVIEW COMPLETED	76539
Jan. 14, 2009	APPROVED FOR PUB - PRINCIPAL REGISTER	
Jan. 14, 2009	USE AMENDMENT ACCEPTED	83179
Jan. 09, 2009	TEAS/EMAIL CORRESPONDENCE ENTERED	76539
Jan. 09, 2009	CORRESPONDENCE RECEIVED IN LAW OFFICE	76539
Jan. 09, 2009	ASSIGNED TO LIE	76539
Dec. 30, 2008	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Dec. 30, 2008	PETITION TO REVIVE-GRANTED	88889
Dec. 30, 2008	TEAS PETITION TO REVIVE RECEIVED	

Jun. 19, 2008	NOTIFICATION OF EXAMINER'S AMENDMENT/PRIORITY ACTION E-MAILED	6326
Jun. 19, 2008	EXAMINER'S AMENDMENT/PRIORITY ACTION E-MAILED	6326
Jun. 19, 2008	EXAMINERS AMENDMENT AND/OR PRIORITY ACTION - COMPLETED	83179
Jun. 19, 2008	REMOVED FROM TEAS PLUS	83179
Jun. 10, 2008	ASSIGNED TO EXAMINER	83179
Mar. 08, 2008	AMENDMENT TO USE PROCESSING COMPLETE	88889
Mar. 08, 2008	USE AMENDMENT FILED	88889
Mar. 07, 2008	TEAS AMENDMENT OF USE RECEIVED	
Mar. 06, 2008	NOTICE OF PSEUDO MARK MAILED	
Mar. 05, 2008	NEW APPLICATION ENTERED IN TRAM	

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: GENERIC WEB UPDATE

Date in Location: Jun. 08, 2019

Assignment Abstract Of Title Information

Summary

Total Assignments: 1

Registrant: MICROBAN PRODUCTS COMPANY

Assignment 1 of 1

Conveyance: SECURITY INTEREST

Reel/Frame: [4696/0691](#)

Pages: 7

Date Recorded: Jan. 11, 2012

Supporting Documents: [assignment-tm-4696-0691.pdf](#)

Assignor

Name: [MICROBAN PRODUCTS COMPANY](#)

Execution Date: Dec. 30, 2011

Legal Entity Type: CORPORATION

State or Country Where Organized: NORTH CAROLINA

Assignee

Name: [FIFTH THIRD BANK, AS ADMINISTRATIVE AGENT](#)

Legal Entity Type: BANKING CORPORATION

State or Country Where Organized: OHIO

Address: 38 FOUNTAIN SQUARE PLAZA
CINCINNATI, OHIO 45263

Correspondent

Correspondent Name: RICHARD KALWA

Correspondent Address: 111 WEST MONROE STREET
CHAPMAN AND CUTLER LLP
CHICAGO, IL 60603

Domestic Representative - Not Found

Proceedings

Summary

Number of Proceedings: 2

Type of Proceeding: Opposition

Proceeding Number: [91192161](#)

Filing Date: Oct 05, 2009

Status: Terminated

Status Date: Oct 22, 2009

Interlocutory Attorney: ANGELA LYKOS

Defendant**Name:** Nestle Waters North America Inc.**Correspondent Address:** NESTLE USA, INC.
ROBERT H. SANDERS
800 N BRAND BLVD, 14TH FL
GLENDALE CA UNITED STATES , 91203**Correspondent e-mail:** robert.sanders@us.nestle.com**Associated marks**

Mark	Application Status	Serial Number	Registration Number
MICROBLU	Abandoned - After Inter-Partes Decision	77706770	

Plaintiff(s)**Name:** MICROBAN PRODUCTS COMPANY**Correspondent Address:** Cliff D. Weston
MICROBAN PRODUCTS COMPANY
11400 VANSTORY DRIVE
HUNTERSVILLE NC UNITED STATES , 28078**Correspondent e-mail:** cust36845@microban.com**Associated marks**

Mark	Application Status	Serial Number	Registration Number
MICROBAN	Cancelled - Section 8	73065448	1063362
MICROBAN	REGISTERED AND RENEWED	73164676	1141006
MICROBAN	REGISTERED AND RENEWED	73614750	1464213
MICROBAN	REGISTERED AND RENEWED	75280847	2227218
MICROBAN	REGISTERED AND RENEWED	75354497	2220264
MICROBAN	REGISTERED AND RENEWED	76042781	2611477
MICROBAN ANTIBACTERIAL PROTECTION	REGISTERED AND RENEWED	75426927	2380284
MICROBAN ANTIMICROBIAL PROTECTION	Cancelled - Section 8	75426926	2365607
MICROBAN PROTECTION	Cancelled - Section 8	75428733	2365610
MICROBAN	REGISTERED AND RENEWED	77410208	3614683
MICROBAN	REGISTERED AND RENEWED	77410231	3614684
MICROBAN	REGISTERED AND RENEWED	77410263	3614685
MICROSURE	Cancelled - Section 8	75000582	2330038
MICROFRESH	Cancelled - Section 8	78977379	3263245
MICROFRESH	Cancelled - Section 8	78980064	3443067
MICROBAN	Partial Section 8 and 15 Accepted and Acknowledged	77582913	4012824
MICROFRESH	Abandoned - No Statement Of Use Filed	78339632	
MICROBAN	Cancelled - Section 8	77638711	3911590

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Oct 05, 2009	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Oct 06, 2009	Nov 15, 2009
3	PENDING, INSTITUTED	Oct 06, 2009	
4	WITHDRAWAL OF APPLICATION	Oct 21, 2009	
5	BD'S DECISION: DISMISSED W/O PREJUDICE	Oct 22, 2009	
6	TERMINATED	Oct 22, 2009	

Type of Proceeding: Opposition**Proceeding Number:** [91183109](#)**Filing Date:** Mar 21, 2008**Status:** Terminated**Status Date:** Oct 09, 2008**Interlocutory Attorney:** ROBERT COGGINS**Defendant**

Name: AAF-MCQUAY INC.

Correspondent MATTHEW A. WILLIAMS

Address: WYATT, TARRANT & COMBS, LLP
500 W JEFFERSON ST STE 2800
LOUISVILLE KY UNITED STATES , 40202-2898

Correspondent e-mail: mwilliams@wyattfirm.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
MICROKLEAN	Cancelled - Section 8	77083395	3568098

Plaintiff(s)

Name: MICROBAN PRODUCTS COMPANY

Correspondent Cliff D. Weston

Address: MICROBAN PRODUCTS COMPANY
11515 Vanstory DriveSuite 125
Huntersville NC UNITED STATES , 28078

Correspondent e-mail: cliff.weston@Microban.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
MICROBAN	Cancelled - Section 8	73065448	1063362
MICROBAN	REGISTERED AND RENEWED	73164676	1141006
MICROBAN	REGISTERED AND RENEWED	75280847	2227218
MICROBAN	REGISTERED AND RENEWED	75354497	2220264
MICROBAN	REGISTERED AND RENEWED	76042781	2611477
MICROBAN ANTIBACTERIAL PROTECTION	REGISTERED AND RENEWED	75426927	2380284
MICROBAN ANTIMICROBIAL PROTECTION	Cancelled - Section 8	75426926	2365607
MICROBAN PROTECTION	Cancelled - Section 8	75428733	2365610
MICROSURE	Cancelled - Section 8	75000582	2330038
MICROFRESH	Cancelled - Section 8	78977379	3263245
MICROBAN	REGISTERED AND RENEWED	77410263	3614685
MICROBAN	REGISTERED AND RENEWED	77410231	3614684
MICROBAN	REGISTERED AND RENEWED	77410208	3614683
MICROFRESH	Abandoned - No Statement Of Use Filed	78339632	

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Mar 21, 2008	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Mar 21, 2008	Apr 30, 2008
3	PENDING, INSTITUTED	Mar 21, 2008	
4	STIPULATION FOR AN EXTENSION OF TIME	Apr 24, 2008	
5	EXTENSION OF TIME GRANTED	Apr 24, 2008	
6	STIPULATION FOR AN EXTENSION OF TIME	May 23, 2008	
7	EXTENSION OF TIME GRANTED	May 23, 2008	
8	STIPULATION FOR AN EXTENSION OF TIME	Jun 23, 2008	
9	EXTENSION OF TIME GRANTED	Jun 23, 2008	
10	STIPULATION FOR AN EXTENSION OF TIME	Jul 28, 2008	
11	EXTENSION OF TIME GRANTED	Jul 28, 2008	
12	STIPULATION FOR AN EXTENSION OF TIME	Aug 27, 2008	
13	EXTENSION OF TIME GRANTED	Aug 27, 2008	
14	WITHDRAWAL OF OPPOSITION	Sep 12, 2008	
15	BD'S DECISION: DISMISSED W/O PREJUDICE	Oct 09, 2008	
16	TERMINATED	Oct 09, 2008	

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Mark: MICROBAN

MICROBAN

US Serial Number: 86319908

Application Filing Date: Jun. 25, 2014

US Registration Number: 4882423

Registration Date: Jan. 05, 2016

Filed as TEAS Plus: Yes

Currently TEAS Plus: Yes

Register: Principal

Mark Type: Trademark

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

Status Date: Jan. 05, 2016

Publication Date: Nov. 11, 2014

Notice of Allowance Date: Jan. 06, 2015

Mark Information

Mark Literal Elements: MICROBAN

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

Mark Drawing Type: 4 - STANDARD CHARACTER MARK

Related Properties Information

Claimed Ownership of US Registrations: 1141006, 2220264, 2227218 and others

Goods and Services

Note:

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

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

For: All purpose cleaning preparation with deodorizing properties; All purpose cleaning preparations; All-purpose cleaners; Automobile carpet and upholstery cleaning preparations; Automotive cleaning preparations; Cleaning agents and preparations; Cleaning preparations; Cleaning preparations for cleaning surfaces; Cleaning preparations for household purposes; Cleaning preparations that eliminate bacteria that cause products to age or produce foul odors; Household cleaning preparations

International Class(es): 003 - Primary Class

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

Class Status: ACTIVE

Basis: 1(a)

First Use: Oct. 01, 2006

Use in Commerce: Oct. 01, 2006

Basis Information (Case Level)

Filed Use: No

Currently Use: Yes

Amended Use: No

Filed ITU: Yes

Currently ITU: No

Amended ITU: No

Filed 44D: No

Currently 44D: No

Amended 44D: No

Filed 44E: No

Currently 44E: No

Amended 44E: No

Filed 66A: No

Currently 66A: No

Filed No Basis: No

Currently No Basis: No

Current Owner(s) Information

Owner Name: MICROBAN PRODUCTS COMPANY

Owner Address: TRADEMARK DEPT.
11400 VANSTORY DRIVE
HUNTERSVILLE, NORTH CAROLINA 28078
UNITED STATES

Legal Entity Type: CORPORATION

State or Country Where Organized: NORTH CAROLINA

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Rebecca Drzal

Attorney Primary Email Address: trademarks@microban.com

Attorney Email Authorized: Yes

Correspondent

Correspondent Name/Address: Rebecca Drzal
Microban Products Company
11400 Vanstory Drive
Huntersville, NORTH CAROLINA 28078
UNITED STATES

Phone: 704-766-1086

Fax: 704-875-0810

Correspondent e-mail: trademarks@microban.com

Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Jul. 13, 2017	ATTORNEY/DOM.REP.REVOKED AND/OR APPOINTED	
Jul. 13, 2017	TEAS REVOKE/APP/CHANGE ADDR OF ATTY/DOM REP RECEIVED	
Jan. 05, 2016	REGISTERED-PRINCIPAL REGISTER	
Dec. 01, 2015	NOTICE OF ACCEPTANCE OF STATEMENT OF USE E-MAILED	
Nov. 28, 2015	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
Nov. 19, 2015	STATEMENT OF USE PROCESSING COMPLETE	71034
Nov. 04, 2015	USE AMENDMENT FILED	71034
Nov. 17, 2015	CASE ASSIGNED TO INTENT TO USE PARALEGAL	71034
Nov. 04, 2015	TEAS STATEMENT OF USE RECEIVED	
Jul. 28, 2015	NOTICE OF APPROVAL OF EXTENSION REQUEST E-MAILED	
Jul. 25, 2015	EXTENSION 1 GRANTED	66600
Jul. 06, 2015	EXTENSION 1 FILED	66600
Jul. 25, 2015	CASE ASSIGNED TO INTENT TO USE PARALEGAL	66600
Jul. 06, 2015	TEAS EXTENSION RECEIVED	
Jan. 06, 2015	NOA E-MAILED - SOU REQUIRED FROM APPLICANT	
Nov. 11, 2014	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Nov. 11, 2014	PUBLISHED FOR OPPOSITION	
Oct. 22, 2014	NOTIFICATION OF NOTICE OF PUBLICATION E-MAILED	
Oct. 02, 2014	APPROVED FOR PUB - PRINCIPAL REGISTER	
Oct. 02, 2014	ASSIGNED TO EXAMINER	82431
Jul. 01, 2014	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Jun. 28, 2014	NEW APPLICATION ENTERED IN TRAM	

TM Staff and Location Information

TM Staff Information - None

File Location

Assignment Abstract Of Title Information

Summary

Total Assignments: 1

Registrant: MICROBAN PRODUCTS COMPANY

Assignment 1 of 1

Conveyance: SECURITY INTEREST

Reel/Frame: [5509/0923](#)

Pages: 7

Date Recorded: May 05, 2015

Supporting Documents: [assignment-tm-5509-0923.pdf](#)

Assignor

Name: [MICROBAN PRODUCTS COMPANY](#)

Execution Date: May 01, 2015

Legal Entity Type: CORPORATION

State or Country Where Organized: NORTH CAROLINA

Assignee

Name: [FIFTH THIRD BANK, AS ADMINISTRATIVE AGENT](#)

Legal Entity Type: BANKING CORPORATION

State or Country Where Organized: OHIO

Address: 38 FOUNTAIN SQUARE PLAZA
CINCINNATI, OHIO 45263

Correspondent

Correspondent Name: CORPORATION SERVICE COMPANY

Correspondent Address: 1090 VERMONT AVENUE NW, SUITE 430
WASHINGTON, DC 20005

Domestic Representative - Not Found

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Mark: MICROBAN



US Serial Number: 86725396

Application Filing Date: Aug. 14, 2015

US Registration Number: 4954816

Registration Date: May 10, 2016

Filed as TEAS RF: Yes

Currently TEAS RF: Yes

Register: Principal

Mark Type: Trademark

TM5 Common Status Descriptor:



LIVE/REGISTRATION/Issued and Active

The trademark application has been registered with the Office.

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

Status Date: May 10, 2016

Publication Date: Feb. 23, 2016

Mark Information

Mark Literal Elements: MICROBAN

Standard Character Claim: No

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

Description of Mark: The mark consists of an orb totally shaded in blue and surrounded by four triangles completely shaded in red surrounding the blue orb with the word "MICROBAN" next to the blue orb with the surrounding red triangles.

Color Drawing: Yes

Color(s) Claimed: The color(s) blue and red is/are claimed as a feature of the mark.

Translation: The wording "Microban" has no meaning in a foreign language.

Design Search Code(s): 24.03.01 - Orbs; Scepters
26.05.15 - Four or more triangles; Triangles - four or more
26.05.21 - Triangles that are completely or partially shaded
26.05.25 - Triangles with one or more curved sides

Goods and Services

Note:

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

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

For: all purpose cleaning preparations; all purpose cleaning preparations with deodorizing properties; carpet and upholstery cleaning preparations; automotive cleaning preparations; cleaning agents for cleaning hard and soft surfaces; cleaning preparations for use in healthcare, residential, commercial and industrial settings; cloths impregnated with cleaning preparations; carpet and upholstery cleaners with deodorizer; hand cleaning gels; hand cleaning preparations; hand soaps; liquid soaps for hands, face and body; antibacterial soap

International Class(es): 003 - Primary Class

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

Class Status: ACTIVE

Basis: 1(a)

First Use: Oct. 01, 2006

Use in Commerce: Oct. 01, 2006

For: deodorizing cleaning preparations; disinfectant bathroom cleaners; disinfectants for sanitary purposes for use in healthcare, industrial, residential and commercial facilities; disinfectants for use on medical equipment, flooring, walls and bathroom fixtures for sanitary purposes; disinfectants for sanitary purposes; disinfectants for hygienic purposes; disposable wipes impregnated with disinfecting

chemicals or compounds therefor for use in healthcare, industrial, residential and commercial facilities; disposable wipes impregnated with disinfecting chemicals or compounds therefor for use on medical equipment, flooring, walls and bathroom fixtures; disposable sanitizing wipes; antiseptic wipes; antibacterial handwash

International Class(es): 005 - Primary Class

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

Class Status: ACTIVE

Basis: 1(a)

First Use: Oct. 01, 2006

Use in Commerce: Oct. 01, 2006

Basis Information (Case Level)

Filed Use: Yes

Currently Use: Yes

Filed ITU: No

Currently ITU: No

Filed 44D: No

Currently 44E: No

Filed 44E: No

Currently 66A: No

Filed 66A: No

Currently No Basis: No

Filed No Basis: No

Current Owner(s) Information

Owner Name: MICROBAN SYSTEMS, INC.

Owner Address: 11400 VANSTORY DRIVE
HUNTERSVILLE, NORTH CAROLINA UNITED STATES 28078

Legal Entity Type: CORPORATION

State or Country Where Organized: PENNSYLVANIA

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Rebecca Drzal

Attorney Primary Email Address: trademarks@microban.com

Attorney Email Authorized: Yes

Correspondent

Correspondent Name/Address: Rebecca Drzal
Microban Products Company
11400 Vanstory Drive
Huntersville, NORTH CAROLINA UNITED STATES 28078

Phone: 704-766-1086

Fax: 704-875-0810

Correspondent e-mail: trademarks@microban.com

Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Jul. 13, 2017	ATTORNEY/DOM.REP.REVOKED AND/OR APPOINTED	
Jul. 13, 2017	TEAS REVOKE/APP/CHANGE ADDR OF ATTY/DOM REP RECEIVED	
May 10, 2016	REGISTERED-PRINCIPAL REGISTER	
Feb. 23, 2016	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Feb. 23, 2016	PUBLISHED FOR OPPOSITION	
Feb. 03, 2016	NOTIFICATION OF NOTICE OF PUBLICATION E-MAILED	
Dec. 28, 2015	APPROVED FOR PUB - PRINCIPAL REGISTER	
Dec. 04, 2015	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
Dec. 03, 2015	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889
Dec. 03, 2015	TEAS REQUEST FOR RECONSIDERATION RECEIVED	
Nov. 27, 2015	NOTIFICATION OF FINAL REFUSAL EMAILED	
Nov. 27, 2015	FINAL REFUSAL E-MAILED	

Nov. 27, 2015	FINAL REFUSAL WRITTEN	73350
Nov. 11, 2015	AUTOMATIC UPDATE OF ASSIGNMENT OF OWNERSHIP	
Nov. 05, 2015	APPLICANT AMENDMENT PRIOR TO EXAMINATION - ENTERED	88889
Nov. 05, 2015	TEAS VOLUNTARY AMENDMENT RECEIVED	
Nov. 04, 2015	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Sep. 28, 2015	NOTIFICATION OF NON-FINAL ACTION E-MAILED	6325
Sep. 28, 2015	NON-FINAL ACTION E-MAILED	6325
Sep. 28, 2015	NON-FINAL ACTION WRITTEN	73350
Sep. 28, 2015	ASSIGNED TO EXAMINER	73350
Aug. 20, 2015	NOTICE OF DESIGN SEARCH CODE E-MAILED	
Aug. 19, 2015	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Aug. 18, 2015	NEW APPLICATION ENTERED IN TRAM	

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: PUBLICATION AND ISSUE SECTION

Date in Location: May 10, 2016

Assignment Abstract Of Title Information

Summary

Total Assignments: 1

Registrant: MICROBAN SYSTEMS, INC.

Assignment 1 of 1

Conveyance: ASSIGNS THE ENTIRE INTEREST

Reel/Frame: [5660/0572](#)

Pages: 5

Date Recorded: Nov. 04, 2015

Supporting Documents: [assignment-tm-5660-0572.pdf](#)

Assignor

Name: [MICROBAN PRODUCTS COMPANY](#)

Execution Date: Nov. 04, 2015

Legal Entity Type: CORPORATION

State or Country: NORTH CAROLINA

Where Organized:

Assignee

Name: [MICROBAN SYSTEMS, INC.](#)

Legal Entity Type: CORPORATION

State or Country: PENNSYLVANIA

Where Organized:

Address: 11400 VANSTORY DRIVE
HUNTERSVILLE, NORTH CAROLINA 28078

Correspondent

Correspondent Name: REBECCA B. CONNER

Correspondent Address: 11400 VANSTORY DRIVE
HUNTERSVILLE, NC 28078

Domestic Representative - Not Found

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Mark: MICROBAN ENDURE

MICROBAN ENDURE

US Serial Number: 86721273

Application Filing Date: Aug. 11, 2015

US Registration Number: 5335874

Registration Date: Nov. 14, 2017

Filed as TEAS RF: Yes

Currently TEAS RF: Yes

Register: Principal

Mark Type: Trademark

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

Status Date: Nov. 14, 2017

Publication Date: May 17, 2016

Notice of Allowance Date: Jul. 12, 2016

Mark Information

Mark Literal Elements: MICROBAN ENDURE

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

Mark Drawing Type: 4 - STANDARD CHARACTER MARK

Related Properties Information

Claimed Ownership of US Registrations: 1464213

Goods and Services

Note:

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

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

For: Disinfectants for use in healthcare, industrial and commercial facilities for sanitary purposes; disinfectants for medical instruments; disinfectants for use on medical equipment, flooring, walls, and bathroom fixtures for sanitary purposes; disinfectants for sanitary purposes; disinfectants for hygienic purposes; disposable wipes impregnated with disinfecting chemicals or compounds therefor for use in healthcare, industrial and commercial facilities; disposable wipes impregnated with disinfecting chemicals or compounds therefor for use on medical equipment, flooring, walls, and bathroom fixtures; disposable sanitizing wipes; antiseptic wipes

International Class(es): 005 - Primary Class

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

Class Status: ACTIVE

Basis: 1(a)

First Use: Feb. 28, 2015

Use in Commerce: Feb. 28, 2015

Basis Information (Case Level)

Filed Use: No

Currently Use: Yes

Amended Use: No

Filed ITU: Yes

Currently ITU: No

Amended ITU: No

Filed 44D: No

Currently 44D: No

Amended 44D: No

Filed 44E: No

Currently 44E: No

Amended 44E: No

Filed 66A: No

Currently 66A: No

Filed No Basis: No

Currently No Basis: No

Current Owner(s) Information

Owner Name: MICROBAN PRODUCTS COMPANY
Owner Address: 11400 Vanstory Drive
Huntersville, NORTH CAROLINA 28078
UNITED STATES

Legal Entity Type: CORPORATION

State or Country Where Organized: NORTH CAROLINA

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Rebecca Drzal

Attorney Primary Email Address: trademarks@microban.com

Attorney Email Authorized: Yes

Correspondent

Correspondent Name/Address: Rebecca Drzal
Microban Products Company
11400 Vanstory Drive
Huntersville, NORTH CAROLINA 28078
UNITED STATES

Phone: 704-766-1086

Fax: 704-875-0810

Correspondent e-mail: trademarks@microban.com

Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Nov. 14, 2017	REGISTERED-PRINCIPAL REGISTER	
Oct. 13, 2017	NOTICE OF ACCEPTANCE OF STATEMENT OF USE E-MAILED	
Oct. 12, 2017	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
Sep. 06, 2017	STATEMENT OF USE PROCESSING COMPLETE	65362
Aug. 17, 2017	USE AMENDMENT FILED	65362
Sep. 05, 2017	CASE ASSIGNED TO INTENT TO USE PARALEGAL	65362
Aug. 17, 2017	TEAS STATEMENT OF USE RECEIVED	
Jul. 13, 2017	ATTORNEY/DOM.REP.REVOKED AND/OR APPOINTED	
Jul. 13, 2017	TEAS REVOKE/APP/CHANGE ADDR OF ATTY/DOM REP RECEIVED	
Jul. 14, 2017	NOTICE OF APPROVAL OF EXTENSION REQUEST E-MAILED	
Jul. 12, 2017	EXTENSION 2 GRANTED	98765
Jul. 12, 2017	EXTENSION 2 FILED	98765
Jul. 12, 2017	TEAS EXTENSION RECEIVED	
Jul. 12, 2017	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Dec. 03, 2016	NOTICE OF APPROVAL OF EXTENSION REQUEST E-MAILED	
Dec. 01, 2016	EXTENSION 1 GRANTED	98765
Dec. 01, 2016	EXTENSION 1 FILED	98765
Dec. 01, 2016	TEAS EXTENSION RECEIVED	
Jul. 12, 2016	NOA E-MAILED - SOU REQUIRED FROM APPLICANT	
May 17, 2016	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
May 17, 2016	PUBLISHED FOR OPPOSITION	
Apr. 27, 2016	NOTIFICATION OF NOTICE OF PUBLICATION E-MAILED	
Apr. 11, 2016	LAW OFFICE PUBLICATION REVIEW COMPLETED	70629
Mar. 30, 2016	APPROVED FOR PUB - PRINCIPAL REGISTER	
Mar. 17, 2016	TEAS/EMAIL CORRESPONDENCE ENTERED	70629
Mar. 17, 2016	CORRESPONDENCE RECEIVED IN LAW OFFICE	70629
Mar. 10, 2016	ASSIGNED TO LIE	70629
Feb. 29, 2016	TEAS REQUEST FOR RECONSIDERATION RECEIVED	
Nov. 11, 2015	NOTIFICATION OF FINAL REFUSAL EMAILED	

Nov. 11, 2015	FINAL REFUSAL E-MAILED	
Nov. 11, 2015	FINAL REFUSAL WRITTEN	73350
Oct. 21, 2015	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
Oct. 20, 2015	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889
Oct. 20, 2015	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Sep. 28, 2015	NOTIFICATION OF NON-FINAL ACTION E-MAILED	6325
Sep. 28, 2015	NON-FINAL ACTION E-MAILED	6325
Sep. 28, 2015	NON-FINAL ACTION WRITTEN	73350
Sep. 28, 2015	ASSIGNED TO EXAMINER	73350
Aug. 14, 2015	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Aug. 14, 2015	NEW APPLICATION ENTERED IN TRAM	

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: PUBLICATION AND ISSUE SECTION

Date in Location: Oct. 12, 2017

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Mark: MICROBAN



US Serial Number: 87044464

Application Filing Date: May 20, 2016

US Registration Number: 5201589

Registration Date: May 09, 2017

Filed as TEAS RF: Yes

Currently TEAS RF: Yes

Register: Principal

Mark Type: Trademark

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

Status Date: May 09, 2017

Publication Date: Nov. 01, 2016

Notice of Allowance Date: Dec. 27, 2016

Mark Information

Mark Literal Elements: MICROBAN

Standard Character Claim: No

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

Description of Mark: The mark consists of the wording "MICROBAN" in dark blue stylized font alongside a geometric design comprising a dark blue circle surrounded by an incomplete triangle featuring rounded corners and edges shown in the colors dark blue, light blue, orange and brown all displayed against a white background, which is not claimed as part of the mark.

Color Drawing: Yes

Color(s) Claimed: The color(s) dark blue, light blue, orange and brown is/are claimed as a feature of the mark.

Design Search Code(s): 26.01.21 - Circles that are totally or partially shaded.
26.05.21 - Triangles that are completely or partially shaded
26.05.25 - Triangles with one or more curved sides
26.11.21 - Rectangles that are completely or partially shaded
26.11.25 - Rectangles with one or more curved sides

Related Properties Information

Claimed Ownership of US Registrations: 1464213, 4954816

Goods and Services

Note:

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

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

For: Antimicrobial coatings to treat the growth of mold, mildew, bacteria and fungus on various surfaces; antimicrobial preparations for inhibiting mold, mildew and bacteria on various surfaces; antimicrobial handwash; all-purpose disinfectants for inhibiting growth of bacteria on various surfaces; disinfectants for hygienic purposes; disinfectants for sanitary purposes; disinfectant bathroom cleaners; odor neutralizing preparations for use on carpets and textiles

International Class(es): 005 - Primary Class

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

Class Status: ACTIVE

Basis: 1(a)

First Use: Nov. 30, 2016

Use in Commerce: Nov. 30, 2016

Basis Information (Case Level)

Filed Use: No	Currently Use: Yes	Amended Use: No
Filed ITU: Yes	Currently ITU: No	Amended ITU: No
Filed 44D: No	Currently 44D: No	Amended 44D: No
Filed 44E: No	Currently 44E: No	Amended 44E: No
Filed 66A: No	Currently 66A: No	
Filed No Basis: No	Currently No Basis: No	

Current Owner(s) Information

Owner Name: Microban Products Company
Owner Address: 11400 Vanstory Dr.
 Huntersville, NORTH CAROLINA 28078
 UNITED STATES
Legal Entity Type: CORPORATION
State or Country Where Organized: NORTH CAROLINA

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Rebecca Drzal
Attorney Primary Email Address: trademarks@microban.com
Attorney Email Authorized: Yes

Correspondent

Correspondent Name/Address: Rebecca Drzal
 Microban Products Company
 11400 Vanstory Drive
 Huntersville, NORTH CAROLINA 28078
 UNITED STATES
Phone: 704-766-1086
Fax: 704-875-0810
Correspondent e-mail: trademarks@microban.com
Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Jul. 13, 2017	ATTORNEY/DOM.REP.REVOKED AND/OR APPOINTED	
Jul. 13, 2017	TEAS REVOKE/APP/CHANGE ADDR OF ATTY/DOM REP RECEIVED	
May 09, 2017	REGISTERED-PRINCIPAL REGISTER	
Apr. 05, 2017	NOTICE OF ACCEPTANCE OF STATEMENT OF USE E-MAILED	
Apr. 04, 2017	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
Mar. 14, 2017	STATEMENT OF USE PROCESSING COMPLETE	74055
Feb. 27, 2017	USE AMENDMENT FILED	74055
Mar. 11, 2017	CASE ASSIGNED TO INTENT TO USE PARALEGAL	74055
Feb. 27, 2017	TEAS STATEMENT OF USE RECEIVED	
Dec. 27, 2016	NOA E-MAILED - SOU REQUIRED FROM APPLICANT	
Nov. 01, 2016	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Nov. 01, 2016	PUBLISHED FOR OPPOSITION	
Oct. 12, 2016	NOTIFICATION OF NOTICE OF PUBLICATION E-MAILED	
Sep. 19, 2016	APPROVED FOR PUB - PRINCIPAL REGISTER	
Sep. 19, 2016	EXAMINER'S AMENDMENT ENTERED	88888
Sep. 19, 2016	CORRESPONDENCE E-MAILED	
Sep. 19, 2016	EXAMINERS AMENDMENT -WRITTEN	77782
Sep. 19, 2016	APPLICANT AMENDMENT PRIOR TO EXAMINATION - ENTERED	88889
Sep. 19, 2016	TEAS VOLUNTARY AMENDMENT RECEIVED	
Sep. 07, 2016	ASSIGNED TO EXAMINER	77782

May 26, 2016 NOTICE OF DESIGN SEARCH CODE E-MAILED
May 25, 2016 NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM
May 24, 2016 NEW APPLICATION ENTERED IN TRAM

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: PUBLICATION AND ISSUE SECTION

Date in Location: Apr. 04, 2017

Generated on: This page was generated by TSDR on 2019-08-28 11:06:29 EDT

Mark: MICROBAN



US Serial Number: 87155449

Application Filing Date: Aug. 30, 2016

US Registration Number: 5242950

Registration Date: Jul. 11, 2017

Filed as TEAS RF: Yes

Currently TEAS RF: Yes

Register: Principal

Mark Type: Service Mark

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

Status Date: Jul. 11, 2017

Publication Date: Nov. 15, 2016

Notice of Allowance Date: Jan. 10, 2017

Mark Information

Mark Literal Elements: MICROBAN

Standard Character Claim: No

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

Description of Mark: The mark consists of the wording "MICROBAN" in dark blue stylized font alongside a geometric design comprising a dark blue circle surrounded by an incomplete triangle featuring rounded corners and edges shown in the colors dark blue, light blue, orange and brown all displayed against a white background, which is not claimed as part of the mark.

Color Drawing: Yes

Color(s) Claimed: The color(s) dark blue, light blue, orange and brown is/are claimed as a feature of the mark.

Design Search Code(s): 26.01.21 - Circles that are totally or partially shaded.

26.05.21 - Triangles that are completely or partially shaded

26.05.25 - Triangles with one or more curved sides

26.05.28 - Miscellaneous designs with overall triangular shape; Triangular shape (miscellaneous overall shape)

Related Properties Information

Claimed Ownership of US Registrations: 1464213, 4954816

Goods and Services

Note:

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

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

For: Engineering and consulting in the field of custom designing antimicrobial preparations used in manufacturing a wide variety of professional and consumer goods, including professional and consumer goods made of polymers, textiles and ceramics; engineering and consulting in the field of custom designing chemical preparations and finishing preparations for textiles and polymers; engineering and consulting in the field of custom designing antimicrobial and antifungal preparations for buildings and automobiles

International Class(es): 042 - Primary Class

U.S Class(es): 100, 101

Class Status: ACTIVE

Basis: 1(a)

First Use: Nov. 30, 2016

Use in Commerce: Nov. 30, 2016

Basis Information (Case Level)

Filed Use: No	Currently Use: Yes	Amended Use: No
Filed ITU: Yes	Currently ITU: No	Amended ITU: No
Filed 44D: No	Currently 44D: No	Amended 44D: No
Filed 44E: No	Currently 44E: No	Amended 44E: No
Filed 66A: No	Currently 66A: No	
Filed No Basis: No	Currently No Basis: No	

Current Owner(s) Information

Owner Name: Microban Products Company
Owner Address: 11400 Vanstory Drive
 Huntersville, NORTH CAROLINA 28078
 UNITED STATES
Legal Entity Type: CORPORATION **State or Country Where Organized:** NORTH CAROLINA

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Rebecca Drzal
Attorney Primary Email Address: trademarks@microban.com **Attorney Email Authorized:** Yes

Correspondent

Correspondent Name/Address: Rebecca Drzal
 Microban Products Company
 11400 Vanstory Drive
 Huntersville, NORTH CAROLINA 28078
 UNITED STATES
Phone: 704-766-1086 **Fax:** 704-875-0810
Correspondent e-mail: trademarks@microban.com **Correspondent e-mail Authorized:** Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Jul. 13, 2017	ATTORNEY/DOM.REP.REVOKED AND/OR APPOINTED	
Jul. 13, 2017	TEAS REVOKE/APP/CHANGE ADDR OF ATTY/DOM REP RECEIVED	
Jul. 11, 2017	REGISTERED-PRINCIPAL REGISTER	
Jun. 07, 2017	NOTICE OF ACCEPTANCE OF STATEMENT OF USE E-MAILED	
Jun. 06, 2017	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
May 16, 2017	STATEMENT OF USE PROCESSING COMPLETE	65362
Apr. 19, 2017	USE AMENDMENT FILED	65362
May 11, 2017	CASE ASSIGNED TO INTENT TO USE PARALEGAL	65362
Apr. 19, 2017	TEAS STATEMENT OF USE RECEIVED	
Jan. 10, 2017	NOA E-MAILED - SOU REQUIRED FROM APPLICANT	
Nov. 15, 2016	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Nov. 15, 2016	PUBLISHED FOR OPPOSITION	
Oct. 26, 2016	NOTIFICATION OF NOTICE OF PUBLICATION E-MAILED	
Oct. 11, 2016	LAW OFFICE PUBLICATION REVIEW COMPLETED	70633
Oct. 05, 2016	ASSIGNED TO LIE	70633
Sep. 19, 2016	APPROVED FOR PUB - PRINCIPAL REGISTER	
Sep. 19, 2016	EXAMINER'S AMENDMENT ENTERED	88888
Sep. 19, 2016	CORRESPONDENCE E-MAILED	
Sep. 19, 2016	EXAMINERS AMENDMENT -WRITTEN	77782
Sep. 19, 2016	APPLICANT AMENDMENT PRIOR TO EXAMINATION - ENTERED	88889
Sep. 19, 2016	TEAS VOLUNTARY AMENDMENT RECEIVED	

Sep. 07, 2016 ASSIGNED TO EXAMINER
Sep. 06, 2016 NOTICE OF DESIGN SEARCH CODE E-MAILED
Sep. 03, 2016 NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM
Sep. 02, 2016 NEW APPLICATION ENTERED IN TRAM

77782

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: PUBLICATION AND ISSUE SECTION

Date in Location: Jun. 06, 2017

Generated on: This page was generated by TSDR on 2019-08-28 11:06:58 EDT

Mark: MICROBAN

MICROBAN

US Serial Number: 87343831

Application Filing Date: Feb. 21, 2017

US Registration Number: 5300480

Registration Date: Oct. 03, 2017

Filed as TEAS RF: Yes

Currently TEAS RF: Yes

Register: Principal

Mark Type: Trademark

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

Status Date: Oct. 03, 2017

Publication Date: Jul. 18, 2017

Mark Information

Mark Literal Elements: MICROBAN

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

Mark Drawing Type: 4 - STANDARD CHARACTER MARK

Related Properties Information

Claimed Ownership of US Registrations: 1464213, 4954816

Goods and Services

Note:

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

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

For: Antimicrobial coatings to treat the growth of mold, mildew, bacteria and fungus on various surfaces; antimicrobial preparations for inhibiting mold, mildew and bacteria on various surfaces; antimicrobial handwash; deodorizing cleaning preparations; disinfectant bathroom cleaners; disinfectants for sanitary purposes for use in healthcare, industrial, residential and commercial facilities; disinfectants for use on medical equipment, flooring, walls and bathroom fixtures for sanitary purposes; disinfectants for sanitary purposes; disinfectants for hygienic purposes; disposable wipes impregnated with disinfecting chemicals or compounds therefor for use in healthcare, industrial, residential and commercial facilities; disposable wipes impregnated with disinfecting chemicals or compounds therefor for use on medical equipment, flooring, walls and bathroom fixtures; disposable sanitizing wipes; antiseptic wipes; antibacterial handwash

International Class(es): 005 - Primary Class

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

Class Status: ACTIVE

Basis: 1(a)

First Use: Aug. 01, 1961

Use in Commerce: Aug. 01, 1961

Basis Information (Case Level)

Filed Use: Yes

Currently Use: Yes

Amended Use: No

Filed ITU: No

Currently ITU: No

Amended ITU: No

Filed 44D: No

Currently 44D: No

Amended 44D: No

Filed 44E: No

Currently 44E: No

Amended 44E: No

Filed 66A: No
Filed No Basis: No

Currently 66A: No
Currently No Basis: No

Current Owner(s) Information

Owner Name: Microban Products Company
Owner Address: 11400 Vanstory Drive
Huntersville, NORTH CAROLINA 28078
UNITED STATES
Legal Entity Type: CORPORATION
State or Country Where Organized: NORTH CAROLINA

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Rebecca Drzal
Attorney Primary Email Address: trademarks@microban.com
Docket Number: MPC20170006U
Attorney Email Authorized: Yes

Correspondent

Correspondent Name/Address: REBECCA DRZAL
MICROBAN PRODUCTS COMPANY
11400 VANSTORY DRIVE
HUNTERSVILLE, NORTH CAROLINA 28078
UNITED STATES
Phone: 704-766-1086
Fax: 704-875-0810
Correspondent e-mail: trademarks@microban.com kelly.davis@microban.com Rebecca.Drzal@microban.com
Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Oct. 03, 2017	REGISTERED-PRINCIPAL REGISTER	
Jul. 18, 2017	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Jul. 18, 2017	PUBLISHED FOR OPPOSITION	
Jun. 28, 2017	NOTIFICATION OF NOTICE OF PUBLICATION E-MAILED	
May 26, 2017	APPROVED FOR PUB - PRINCIPAL REGISTER	
May 25, 2017	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
May 25, 2017	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889
May 25, 2017	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
May 25, 2017	UNDELIVERABLE MAIL - COURTESY COPY MAILED	99888
May 22, 2017	NOTIFICATION OF NON-FINAL ACTION E-MAILED	6325
May 22, 2017	NON-FINAL ACTION E-MAILED	6325
May 22, 2017	NON-FINAL ACTION WRITTEN	93599
Apr. 06, 2017	ASSIGNED TO EXAMINER	93599
Feb. 28, 2017	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Feb. 24, 2017	NEW APPLICATION ENTERED IN TRAM	

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: PUBLICATION AND ISSUE SECTION

Date in Location: Oct. 03, 2017

Generated on: This page was generated by TSDR on 2019-08-28 11:08:13 EDT

Mark: PROTECTION THAT LIVES ON MICROBAN



US Serial Number: 87343879

Application Filing Date: Feb. 21, 2017

US Registration Number: 5300486

Registration Date: Oct. 03, 2017

Filed as TEAS RF: Yes

Currently TEAS RF: Yes

Register: Principal

Mark Type: Trademark

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

Status Date: Oct. 03, 2017

Publication Date: Jul. 18, 2017

Mark Information

Mark Literal Elements: PROTECTION THAT LIVES ON MICROBAN

Standard Character Claim: No

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

Description of Mark: The mark consists of the words "PROTECTION THAT LIVES ON" in blue above the word "MICROBAN" in blue with a solid blue circle surrounded by 1 triangle shape shaded in blue and 1 rectangular shape shaded in orange which is featured at the far right after the word "MICROBAN".

Color Drawing: Yes

Color(s) Claimed: The color(s) blue and orange is/are claimed as a feature of the mark.

Design Search Code(s): 24.01.02 - Shields or crests with figurative elements contained therein or superimposed thereon
26.01.21 - Circles that are totally or partially shaded.
26.05.21 - Triangles that are completely or partially shaded
26.05.25 - Triangles with one or more curved sides

Related Properties Information

Claimed Ownership of US Registrations: 1464213, 4954816

Goods and Services

Note:

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

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

For: Antimicrobial coatings to treat the growth of mold, mildew, bacteria and fungus on various surfaces; antimicrobial preparations for inhibiting mold, mildew and bacteria on various surfaces; antimicrobial handwash; deodorizing cleaning preparations; disinfectant bathroom cleaners; disinfectants for sanitary purposes for use in healthcare, industrial, residential and commercial facilities; disinfectants for use on medical equipment, flooring, walls and bathroom fixtures for sanitary purposes; disinfectants for sanitary purposes; disinfectants for hygienic purposes; disposable wipes impregnated with disinfecting chemicals or compounds therefor for use in healthcare, industrial, residential and commercial facilities; disposable wipes impregnated with disinfecting chemicals or compounds therefor for use on medical equipment, flooring, walls and bathroom fixtures; disposable sanitizing wipes; antiseptic wipes; antibacterial handwash

International Class(es): 005 - Primary Class

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

Class Status: ACTIVE

Basis: 1(a)

First Use: Nov. 30, 2016

Use in Commerce: Nov. 30, 2016

Basis Information (Case Level)

Filed Use: Yes	Currently Use: Yes	Amended Use: No
Filed ITU: No	Currently ITU: No	Amended ITU: No
Filed 44D: No	Currently 44D: No	Amended 44D: No
Filed 44E: No	Currently 44E: No	Amended 44E: No
Filed 66A: No	Currently 66A: No	
Filed No Basis: No	Currently No Basis: No	

Current Owner(s) Information

Owner Name: Microban Products Company
Owner Address: 11400 Vanstory Drive
Huntersville, NORTH CAROLINA 28078
UNITED STATES
Legal Entity Type: CORPORATION
State or Country Where Organized: NORTH CAROLINA

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Rebecca Drzal
Attorney Primary Email Address: trademarks@microban.com
Docket Number: MPC20170002U
Attorney Email Authorized: Yes

Correspondent

Correspondent Name/Address: REBECCA DRZAL
MICROBAN PRODUCTS COMPANY
11400 VANSTORY DRIVE
HUNTERSVILLE, NORTH CAROLINA 28078
UNITED STATES
Phone: 704-766-1086
Fax: 704-875-0810
Correspondent e-mail: trademarks@microban.com kelly.davis@microban.com rebecca.drzal@microban.com
Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Oct. 03, 2017	REGISTERED-PRINCIPAL REGISTER	
Jul. 18, 2017	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Jul. 18, 2017	PUBLISHED FOR OPPOSITION	
Jun. 28, 2017	NOTIFICATION OF NOTICE OF PUBLICATION E-MAILED	
May 26, 2017	APPROVED FOR PUB - PRINCIPAL REGISTER	
May 25, 2017	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
May 25, 2017	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889
May 25, 2017	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
May 23, 2017	NOTIFICATION OF NON-FINAL ACTION E-MAILED	6325
May 23, 2017	NON-FINAL ACTION E-MAILED	6325
May 23, 2017	NON-FINAL ACTION WRITTEN	93599
Apr. 06, 2017	ASSIGNED TO EXAMINER	93599
Mar. 01, 2017	NOTICE OF DESIGN SEARCH CODE E-MAILED	
Feb. 28, 2017	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Feb. 24, 2017	NEW APPLICATION ENTERED IN TRAM	

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: PUBLICATION AND ISSUE SECTION

Date in Location: Oct. 03, 2017

Generated on: This page was generated by TSDR on 2019-08-28 11:08:50 EDT

Mark: PROTECTION THAT LIVES ON MICROBAN



US Serial Number: 87345648

Application Filing Date: Feb. 22, 2017

US Registration Number: 5305659

Registration Date: Oct. 10, 2017

Filed as TEAS RF: Yes

Currently TEAS RF: Yes

Register: Principal

Mark Type: Service Mark

TM5 Common Status Descriptor:



LIVE/REGISTRATION/Issued and Active

The trademark application has been registered with the Office.

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

Status Date: Oct. 10, 2017

Publication Date: Jul. 25, 2017

Mark Information

Mark Literal Elements: PROTECTION THAT LIVES ON MICROBAN

Standard Character Claim: No

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

Description of Mark: The mark consists of the words "PROTECTION THAT LIVES ON" in blue above the word "MICROBAN" in blue with a solid blue circle surrounded by 1 triangle shape shaded in blue and 1 rectangular shape shaded in orange which is featured at the far right after the word MICROBAN.

Color Drawing: Yes

Color(s) Claimed: The color(s) blue and orange is/are claimed as a feature of the mark.

Design Search Code(s): 24.01.02 - Shields or crests with figurative elements contained therein or superimposed thereon
26.01.21 - Circles that are totally or partially shaded.
26.05.21 - Triangles that are completely or partially shaded
26.05.25 - Triangles with one or more curved sides

Related Properties Information

Claimed Ownership of US Registrations: 1464213, 4954816

Goods and Services

Note:

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

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

For: engineering and consulting services for the custom design of antimicrobial treatments to be used in the manufacture of a wide variety of professional and consumer goods, including those made of polymers, textiles and ceramics; engineering and consulting services for the custom design of chemical treatments and finishing agents for textiles and polymers; engineering and consulting services for the custom design of antimicrobial and antifungal treatments to be applied to buildings and automobiles

International Class(es): 042 - Primary Class

U.S Class(es): 100, 101

Class Status: ACTIVE

Basis: 1(a)

First Use: Nov. 30, 2016

Use in Commerce: Nov. 30, 2016

Basis Information (Case Level)

Filed Use: Yes

Currently Use: Yes

Filed ITU: No

Currently ITU: No

Filed 44D: No

Currently 44E: No

Filed 44E: No

Currently 66A: No

Filed 66A: No

Currently No Basis: No

Filed No Basis: No

Current Owner(s) Information

Owner Name: Microban Products Company

Owner Address: 11400 Vanstory Drive
Huntersville, NORTH CAROLINA UNITED STATES 28078

Legal Entity Type: CORPORATION

State or Country Where Organized: NORTH CAROLINA

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Rebecca Drzal

Docket Number: MPC20170003U

Attorney Primary Email Address: trademarks@microban.com

Attorney Email Authorized: Yes

Correspondent

Correspondent Name/Address: REBECCA DRZAL
MICROBAN PRODUCTS COMPANY
11400 VANSTORY DRIVE
HUNTERSVILLE, NORTH CAROLINA UNITED STATES 28078

Phone: 704-766-1086

Fax: 704-875-0810

Correspondent e-mail: trademarks@microban.com Rebecca.Drzal@microban.com kelly.davis@microban.com

Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Oct. 10, 2017	REGISTERED-PRINCIPAL REGISTER	
Jul. 25, 2017	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Jul. 25, 2017	PUBLISHED FOR OPPOSITION	
Jul. 05, 2017	NOTIFICATION OF NOTICE OF PUBLICATION E-MAILED	
May 26, 2017	APPROVED FOR PUB - PRINCIPAL REGISTER	
May 25, 2017	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
May 25, 2017	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889
May 25, 2017	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
May 23, 2017	NOTIFICATION OF NON-FINAL ACTION E-MAILED	6325
May 23, 2017	NON-FINAL ACTION E-MAILED	6325
May 23, 2017	NON-FINAL ACTION WRITTEN	93599
Apr. 06, 2017	ASSIGNED TO EXAMINER	93599
Mar. 02, 2017	NOTICE OF DESIGN SEARCH CODE E-MAILED	
Mar. 01, 2017	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Feb. 25, 2017	NEW APPLICATION ENTERED IN TRAM	

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: PUBLICATION AND ISSUE SECTION

Date in Location: Oct. 10, 2017