

ESTTA Tracking number: **ESTTA1014439**

Filing date: **11/08/2019**

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	RTX A/S
Granted to Date of previous extension	11/10/2019
Address	STROMMEN 6 NORRESUNDBY, 9400 DENMARK

Attorney information	GREGORY GOLLA MERCHANT & GOULD, P.C. P.O. BOX 2910 MINNEAPOLIS, MN 55402 UNITED STATES ggolla@merchantgould.com, aavery@merchantgould.com, cschulte@merchantgould.com, dockmpls@merchantgould.com 612-332-5300
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Applicant Information

Application No	88035879	Publication date	05/14/2019
Opposition Filing Date	11/08/2019	Opposition Period Ends	11/10/2019
Applicant	NVIDIA Corporation 2701 San Tomas Expressway Santa Clara, CA 95050 UNITED STATES		


Goods/Services Affected by Opposition

Class 009. First Use: 0 First Use In Commerce: 0 All goods and services in the class are opposed, namely: Software for operating multi-media applications, producing multi-media content and for enhancing audio clarity and video display
Class 042. First Use: 0 First Use In Commerce: 0 All goods and services in the class are opposed, namely: Research, design and technological consultancy services relating to computer hardware and software, all in the field of media, multi-media and communications processors and related software

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.	5158628	Application Date	05/20/2014
Registration Date	03/14/2017	Foreign Priority Date	NONE
Word Mark	RTX		
Design Mark			
Description of Mark	NONE		
Goods/Services	<p>Class 009. First use: First Use: 2001/00/00 First Use In Commerce: 2001/00/00 (Based on 44(e)) (Based on Use in Commerce) Wireless modules, namely, integrated circuits with and without on-board computing and data-acquisition capability comprising standard modules or customized modules using TDMA (Time Division Multiple Access), FDMA (Frequency Division Multiple Access), CDMA (Code Division Multiple Access) and spread-spectrum radio technologies; wireless modules, namely, integrated circuits containing software specifically designed for building automation, surveillance and security, smart metering, door phones, intercoms, climate monitoring and door locks; wireless modules, namely, integrated circuits containing software that enables data to be transmitted seamlessly to cloud applications and cloud presentation tools on the World Wide Web; wireless modules, namely, integrated circuits specifically designed for the Internet of Things (IoT); testing apparatus, namely, automated test equipment containing shielded box with frequency counter(s), voltmeter(s), amperemeter(s) as well as standard DECT (Digital European Cordless Telephony) HF (High Frequency) testers; testing apparatus for testing and adjusting radio communication equipment using ISM (Industrial Scientific and Medical) and medical band RF (Radio Frequency); electronic test equipment to be used in connection with installation, verification and monitoring of wireless performance; electronic test equipment to test the functionality of wireless products; software, namely, computer software for test, measurement and debugging purposes and embedded protocol software for wireless products and systems supporting TDMA (Time Division Multiple Access), FDMA (Frequency Division Multiple Access), CDMA (Code Division Multiple Access) and spread-spectrum access technologies; telephone apparatus, namely, telephones, video telephones, IP telephones, cordless telephones and wireless telephones; multicell IP (Internet Protocol) based telephone systems, with and without GPS localization support; network equipment and infrastructure, namely, computer hardware for wireless products; DECT (Digital European Cordless Telephony) repeaters with and without Etherne; wireless telephone jacks for cable and satellite television; wireless messenger apparatus; apparatus and instruments, namely, wireless phone jacks for use in connection with telephone conversations over the Internet; dongles; (Based on 44(e)) headsets based on wireless technology, namely, for stationary and portable computers, televisions, radios, PDA (Personal Digital Assistants) and mobile phones; microphones</p> <p>Class 042. First use: First Use: 2004/00/00 First Use In Commerce: 2004/00/00 Consultancy and assistance on development and design of products and systems based on communication technologies; design and development of</p>		

	products based on communication technologies, namely development and design of products and projects in relation to Internet of things (IoT), radiofrequency transmission, antennas and communication electronics; design and development of computer hardware and software; development of products exploiting TDMA (Time Division Multiple Access)-, FDMA (Frequency Division Multiple Access)- and CDMA (Code Division Multiple Access)-technology and other kinds of wireless communication systems for voice and data; implementation of projects regarding development and design projects based on different communication technologies
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U.S. Registration No.	3524292	Application Date	11/15/2004
Registration Date	10/28/2008	Foreign Priority Date	06/15/2004

Word Mark	RTX
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Design Mark	
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Description of Mark	NONE
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Goods/Services	Class 009. First use: First Use: 0 First Use In Commerce: 0 Telephone apparatus, namely, telephones, video telephones, IP telephones, cordless telephones and wireless telephones; network equipment, namely, computer hardware for wireless products; DECT Ethernet repeaters; headsets based on wireless technology, namely, for stationary and portable computers, televisions, radios, PDA (Personal Digital Assistants) and mobile phones; wireless telephone jacks for cable and satellite television; apparatus and instruments, namely, wireless phone jacks for use in connection with telephone conversations over the Internet
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Attachments	86286971#TMSN.png(bytes) 79019433#TMSN.png(bytes) 2019 11 08 Notice of Opposition GEFORCE RTX.PDF(112707 bytes) Exhibit A.PDF(108044 bytes)
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Signature	/gcg/
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Name	Gregory Golla
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Date	11/08/2019
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

RTX A/S,)	Opposition No. _____
)	
Opposer,)	Mark: GEFORCE RTX
)	
v.)	Serial No.: 88035879
)	
NVIDIA Corporation,)	Publication Date: May 14, 2019
)	
Applicant.)	Filing Date: July 12, 2018
)	

NOTICE OF OPPOSITION

RTX A/S (hereinafter with its predecessors in interest and licensee RTX America, Inc. “Opposer” or “RTX A/S”), a Denmark Jt. Stock Co., located at Strømmen 6 9400, Nørresundby, Denmark, believes it will be damaged by the registration of the mark shown in Application Serial No. 88035879, filed July 12, 2018, by NVIDIA Corporation (hereinafter “Applicant”), and hereby opposes registration of the mark. The grounds for opposition are as follows:

1. Applicant’s mark published for opposition on May 14, 2019 and Opposer extended the time to oppose until November 10, 2019. This Notice of Opposition is timely filed.

2. Applicant is seeking to register the mark GEFORCE RTX in connection with “Software for operating multi-media applications, producing multi-media content and for enhancing audio clarity and video display” in International Class 9, “Research, design and technological consultancy services relating to computer hardware and software, all in the field of media, multi-media and communications processors and related software” in International Class

3. RTX A/S products and services range from design services to manufacturing of hardware modules, hardware modules containing computer software, and end –product manufacturing in the wireless field.

4. Since at least 2001, RTX A/S has been using the trademark RTX to identify and promote its products and services including its wireless, computer and software related goods and services.

5. RTX A/S owns numerous registrations for its well known RTX mark, including the following (collectively along with the common law usage referred to herein as “Opposer’s Marks”):

Mark/Name	Full Goods/Services	App. No./Reg. No.
<u>RTX</u>	(Int'l Class: 09) (based on 44(e)) (based on use in commerce) wireless modules, namely, integrated circuits with and without on-board computing and data-acquisition capability comprising standard modules or customized modules using tdma (time division multiple access), fdma (frequency division multiple access), cdma (code division multiple access) and spread-spectrum radio technologies; wireless modules, namely, integrated circuits containing software specifically designed for building automation, surveillance and security, smart metering, door phones, intercoms, climate monitoring and door locks; wireless modules, namely, integrated circuits containing software that enables data to be transmitted seamlessly to cloud applications and cloud presentation tools on the world wide web; wireless modules, namely, integrated circuits specifically designed for the internet of things (iot); testing apparatus, namely, automated test equipment containing shielded box with frequency counter(s), voltmeter(s), ampere meter(s) as well as standard dect (digital european cordless telephony) hf (high frequency) testers; testing apparatus for testing and adjusting radio communication equipment using ism (industrial scientific and medical) and medical band rf (radio frequency); electronic test equipment to be used in connection with installation, verification and monitoring of wireless performance; electronic test equipment to test the functionality of wireless products; software, namely,	RN: 5158628 SN: 86286971

Mark/Name	Full Goods/Services	App. No./Reg. No.
	<p>computer software for test, measurement and debugging purposes and embedded protocol software for wireless products and systems supporting tdma (time division multiple access), fdma (frequency division multiple access), cdma (code division multiple access) and spread-spectrum access technologies; telephone apparatus, namely, telephones, video telephones, ip telephones, cordless telephones and wireless telephones; multicell ip (internet protocol) based telephone systems, with and without gps localization support; network equipment and infrastructure, namely, computer hardware for wireless products; dect (digital european cordless telephony) repeaters with and without ethernet; wireless telephone jacks for cable and satellite television; wireless messenger apparatus; apparatus and instruments, namely, wireless phone jacks for use in connection with telephone conversations over the internet; dongles; (based on 44(e)) headsets based on wireless technology, namely, for stationary and portable computers, televisions, radios, pda (personal digital assistants) and mobile phones; microphones (Int'l Class: 42)</p> <p>consultancy and assistance on development and design of products and systems based on communication technologies; design and development of products based on communication technologies, namely development and design of products and projects in relation to internet of things (iot), radiofrequency transmission, antennas and communication electronics; design and development of computer hardware and software; development of products exploiting tdma (time division multiple access)-, fdma (frequency division multiple access)- and cdma (code division multiple access)-technology and other kinds of wireless communication systems for voice and data; implementation of projects regarding development and design projects based on different communication technologies</p>	
<u>RTX</u>	<p>(Int'l Class: 09)</p> <p>telephone apparatus, namely, telephones, video telephones, ip telephones, cordless telephones and wireless telephones; network equipment, namely, computer hardware for wireless products; dect ethernet repeaters; headsets based on wireless technology, namely, for stationary and portable computers, televisions, radios, pda (personal digital assistants) and mobile phones; wireless telephone jacks for cable and satellite television; apparatus and instruments, namely, wireless phone jacks for use in connection with telephone conversations over the internet</p>	<p>RN: 3524292 SN: 79019433</p>

Current printouts of information from the electronic database records of the USPTO showing the current status and title of the registrations are attached hereto as Exhibit A and we are offering them into evidence.

6. The registrations listed in the above table have not been canceled, are valid, and are now in full force and effect. In addition, Registration No. 3524292 is incontestable under Section 15 of the Lanham Act, 15 U.S.C. § 1065. Consequently, this registration is conclusive evidence of the validity of the registered mark and of the registration of the mark, of Opposer's ownership of the mark, and of Opposer's exclusive right to use the registered mark in commerce under Section 33 of the Lanham Act, 15 U.S.C. § 1115.

7. Opposer has advertised and promoted Opposer's Marks continuously and extensively, and made substantial sales of products and services under said marks. Opposer owns the website RTX.DK and Opposer's subsidiary company, RTX America Inc. owns the domain RTXAMERICA.COM which redirects to RTX.DK. Additionally, Opposer has a US subsidiary company RTX America, Inc., located in San Diego, CA. As a result of such continuous use and promotion, Opposer's Marks have developed and represent valuable goodwill inuring to the benefit of Opposer.

8. There is no issue of priority concerning Application Serial No. 88035879 since Opposer used and registered Opposer's Marks prior to Applicant's July 12, 2018 filing date. Opposer adopted and commenced use of Opposer's Marks as trademarks long before Applicant adopted or used the GEFORCE RTX mark. Opposer's usage of the mark RTX as a trademark commenced at least as early as 2001, which is prior to the filing date of Applicant's application for its GEFORCE RTX mark. Opposer therefore has priority over Applicant with respect to the marks at issue.

9. Upon information and belief, Applicant had knowledge of the fact that Opposer used Opposer's Marks as trademarks and/or had constructive knowledge of Opposer's Marks registrations before it adopted the GEFORCE RTX mark.

10. Applicant's GEFORCE RTX mark is confusingly and deceptively similar to Opposer's previously used and duly registered Opposer's Marks.

11. Applicant's GEFORCE RTX mark is nearly identical in sight, sound and commercial impression to Opposer's Marks.

12. Applicant's alleged goods/services are highly related to Opposer's goods/services marketed and sold by Opposer in connection with Opposer's Marks.

13. In particular, Opposer offers products and services ranging from design services to manufacturing of hardware modules, hardware modules containing computer software, and end-product manufacturing in the wireless field and Applicant has applied for various computer software related goods, which are highly related to each other.

14. Upon information and belief, Opposer's goods/services and Applicant's goods/services are promoted to the same consumers.

15. Due to the similarity between Applicant's claimed mark, GEFORCE RTX, and Opposer's previously used and registered Opposer's Marks, the closely related nature of the goods and services of the respective parties, customers and potential customers are likely to believe that Applicant's goods/services originate from Opposer, resulting in a likelihood of confusion in the marketplace, and damage to Opposer.

16. The use and registration by Applicant of the mark GEFORCE RTX for Applicant's goods/services is likely to cause confusion or to cause mistake or deception in the

trade, and among purchasers and potential purchasers, with Opposer's previously used and registered Opposer's Marks, again resulting in damage to Opposer.

17. Because of the closely related nature of the goods and services of the parties, and the similarity of the marks, use and registration of the term GEFORCE RTX by Applicant is likely to cause confusion, mistake, or deception that Applicant's goods/services are those of Opposer, or are otherwise endorsed, sponsored, or approved by Opposer for use with Opposer's goods/services causing further damage to Opposer.

18. Registration of the mark shown in Application Serial No. 88035879 will result in damage to Opposer under the provisions of Section 2 of the U.S. Trademark Act, 15 U.S.C. Section 1052, pursuant to the allegations stated above.

WHEREFORE, Opposer asks that its opposition to this application be sustained and that registration of the term GEFORCE RTX for the goods set forth therein be refused.

Please direct all correspondence to:

**Gregory Golla
Christopher Schulte
MERCHANT & GOULD P.C.
P.O. Box 2910
Minneapolis, MN 55402-0910**

Opposer herein appoints Gregory C. Golla; Andrew S. Ehard; Scott W. Johnston, Reg. No. 39,721; Danielle I. Mattessich; Christopher J. Schulte; William D. Schultz, Lindsay Jones, and all other attorneys of the firm of Merchant & Gould P.C., its attorneys to transact all business in the U.S. Patent and Trademark Office relating to this matter with full power of substitution.

Respectfully submitted,

RTX A/S

By its Attorneys,

Date: November 8, 2019

/Gregory Golla/
Gregory Golla
Christopher Schulte
John A. Clifford
MERCHANT & GOULD P.C.
80 South Eighth Street, Suite 3200
Minneapolis, Minnesota 55402-2215
(612) 332-530

EXHIBIT A

Generated on: This page was generated by TSDR on 2019-11-08 10:49:39 EST

Mark: RTX

RTX

US Serial Number: 86286971

Application Filing Date: May 20, 2014

US Registration Number: 5158628

Registration Date: Mar. 14, 2017

Register: Principal

Mark Type: Trademark, Service Mark

TM5 Common Status Descriptor:



LIVE/REGISTRATION/Issued and Active

The trademark application has been registered with the Office.

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

Status Date: Mar. 14, 2017

Publication Date: Oct. 21, 2014

Mark Information

Mark Literal Elements: RTX

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: 3524292

Foreign Information

Foreign Registration Number: VR201301964

Foreign Registration Date: Aug. 28, 2013

Foreign Application/Registration Country: DENMARK

Foreign Expiration Date: Aug. 28, 2023

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: (Based on 44(e)) (Based on Use in Commerce) Wireless modules, namely, integrated circuits with and without on-board computing and data-acquisition capability comprising standard modules or customized modules using TDMA (Time Division Multiple Access), FDMA (Frequency Division Multiple Access), CDMA (Code Division Multiple Access) and spread-spectrum radio technologies; wireless modules, namely, integrated circuits containing software specifically designed for building automation, surveillance and security, smart metering, door phones, intercoms, climate monitoring and door locks; wireless modules, namely, integrated circuits containing software that enables data to be transmitted seamlessly to cloud applications and cloud presentation tools on the World Wide Web; wireless modules, namely, integrated circuits specifically designed for the Internet of Things (IoT); testing apparatus, namely, automated test equipment containing shielded box with frequency counter(s), voltmeter(s), ampere meter(s) as well as standard DECT (Digital European Cordless Telephony) HF (High Frequency) testers; testing apparatus for testing and adjusting radio communication equipment using ISM (Industrial Scientific and Medical) and medical band RF (Radio Frequency); electronic test equipment to be used in connection with installation, verification and monitoring of wireless performance; electronic test equipment to test the functionality of

wireless products; software, namely, computer software for test, measurement and debugging purposes and embedded protocol software for wireless products and systems supporting TDMA (Time Division Multiple Access), FDMA (Frequency Division Multiple Access), CDMA (Code Division Multiple Access) and spread-spectrum access technologies; telephone apparatus, namely, telephones, video telephones, IP telephones, cordless telephones and wireless telephones; multicell IP (Internet Protocol) based telephone systems, with and without GPS localization support; network equipment and infrastructure, namely, computer hardware for wireless products; DECT (Digital European Cordless Telephony) repeaters with and without Ethernet; wireless telephone jacks for cable and satellite television; wireless messenger apparatus; apparatus and instruments, namely, wireless phone jacks for use in connection with telephone conversations over the Internet; dongles; (Based on 44(e)) headsets based on wireless technology, namely, for stationary and portable computers, televisions, radios, PDA (Personal Digital Assistants) and mobile phones; microphones

International Class(es): 009 - Primary Class

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

Class Status: ACTIVE

Basis: 1(a) 44(e)

First Use: 2001

Use in Commerce: 2001

For: Consultancy and assistance on development and design of products and systems based on communication technologies; design and development of products based on communication technologies, namely development and design of products and projects in relation to Internet of things (IoT), radiofrequency transmission, antennas and communication electronics; design and development of computer hardware and software; development of products exploiting TDMA (Time Division Multiple Access)-, FDMA (Frequency Division Multiple Access)- and CDMA (Code Division Multiple Access)-technology and other kinds of wireless communication systems for voice and data; implementation of projects regarding development and design projects based on different communication technologies

International Class(es): 042 - Primary Class

U.S Class(es): 100, 101

Class Status: ACTIVE

Basis: 1(a) 44(e)

First Use: 2004

Use in Commerce: 2004

Basis Information (Case Level)

Filed Use: Yes

Currently Use: Yes

Filed ITU: Yes

Currently ITU: No

Filed 44D: No

Currently 44E: Yes

Filed 44E: Yes

Currently 66A: No

Filed 66A: No

Currently No Basis: No

Filed No Basis: No

Current Owner(s) Information

Owner Name: RTX A/S

Owner Address: Strømmen 6
9400 Nørresundby DENMARK

Legal Entity Type: JOINT STOCK COMPANY

State or Country Where Organized: DENMARK

Attorney/Correspondence Information

Attorney of Record

Attorney Name: John A. Clifford

Docket Number: 17247.0007US

Attorney Primary Email Address: dockmpls@merchantgould.com

Attorney Email Authorized: Yes

Correspondent

Correspondent Name/Address: JOHN A. CLIFFORD
MERCHANT & GOULD P.C.
PO BOX 2910
MINNEAPOLIS, MINNESOTA UNITED STATES 55402-0910

Phone: 612-332-5300

Fax: 612-332-9081

Correspondent e-mail: dockmpls@merchantgould.com

Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Mar. 14, 2017	REGISTERED-PRINCIPAL REGISTER	
Feb. 08, 2017	1(B) BASIS DELETED; PROCEED TO REGISTRATION	66230
Dec. 06, 2016	NOTICE OF ALLOWANCE CANCELLED	66230
Dec. 06, 2016	TEAS POST PUBLICATION AMENDMENT RECEIVED	
Nov. 15, 2016	NOTICE OF APPROVAL OF EXTENSION REQUEST E-MAILED	
Nov. 14, 2016	EXTENSION 3 GRANTED	66230
Oct. 21, 2016	EXTENSION 3 FILED	66230
Oct. 21, 2016	TEAS EXTENSION RECEIVED	
May 17, 2016	NOTICE OF APPROVAL OF EXTENSION REQUEST E-MAILED	
May 16, 2016	EXTENSION 2 GRANTED	66230
Apr. 14, 2016	EXTENSION 2 FILED	66230
May 12, 2016	CASE ASSIGNED TO INTENT TO USE PARALEGAL	66230
Apr. 14, 2016	TEAS EXTENSION RECEIVED	
Oct. 23, 2015	NOTICE OF APPROVAL OF EXTENSION REQUEST E-MAILED	
Oct. 21, 2015	EXTENSION 1 GRANTED	98765
Oct. 21, 2015	EXTENSION 1 FILED	98765
Oct. 21, 2015	TEAS EXTENSION RECEIVED	
Apr. 21, 2015	NOA E-MAILED - SOU REQUIRED FROM APPLICANT	
Mar. 06, 2015	EXTENSION OF TIME TO OPPOSE PROCESS - TERMINATED	
Nov. 19, 2014	EXTENSION OF TIME TO OPPOSE RECEIVED	
Oct. 21, 2014	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Oct. 21, 2014	PUBLISHED FOR OPPOSITION	
Oct. 01, 2014	NOTIFICATION OF NOTICE OF PUBLICATION E-MAILED	
Sep. 15, 2014	ELECTRONIC RECORD REVIEW COMPLETE	77975
Sep. 12, 2014	ON HOLD - ELECTRONIC RECORD REVIEW REQUIRED	
Sep. 04, 2014	APPROVED FOR PUB - PRINCIPAL REGISTER	
Sep. 03, 2014	ASSIGNED TO EXAMINER	77654
Jun. 03, 2014	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
May 23, 2014	NEW APPLICATION ENTERED IN TRAM	

TM Staff and Location Information

TM Staff Information - None File Location

Current Location: PUBLICATION AND ISSUE SECTION

Date in Location: Mar. 14, 2017

Proceedings

Summary

Number of Proceedings: 4

Type of Proceeding: Opposition

Proceeding Number: [91249749](#)

Filing Date: Jul 25, 2019

Status: Suspended

Status Date: Aug 07, 2019

Interlocutory Attorney: GEOFFREY MCNUTT

Defendant

Name: NVIDIA Corporation

Correspondent Address: SALLY M. ABEL, ESQ.
FENWICK & WEST LLP
801 CALIFORNIA STREET SILICON VALLEY CENTER
MOUNTAIN VIEW CA , 94041

Correspondent e-mail: trademarks@fenwick.com

Associated marks			
Mark	Application Status	Serial Number	Registration Number
NVIDIA RTX	Opposition Pending	87843476	
Plaintiff(s)			

Name: RTX A/S

Correspondent GREGORY GOLLA
 Address: MERCHANT & GOULD, P.C.
 P.O. BOX 2910
 MINNEAPOLIS MN UNITED STATES , 55402

Correspondent e-mail: cschulte@merchantgould.com , ggolla@merchantgould.com , aavery@merchantgould.com , dockmpls@merchantgould.com

Associated marks			
Mark	Application Status	Serial Number	Registration Number
RTX	Registered	86286971	5158628
RTX	SECTION 71 ACCEPTED	79019433	3524292

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Jul 25, 2019	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Jul 25, 2019	Sep 03, 2019
3	INSTITUTED	Jul 25, 2019	
4	P MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Aug 07, 2019	
5	SUSPENDED	Aug 07, 2019	

Type of Proceeding: Opposition

Proceeding Number: [91243016](#)

Filing Date: Aug 15, 2018

Status: Terminated

Status Date: Nov 30, 2018

Interlocutory Attorney: JENNIFER KRISP

Defendant

Name: Shanghai Hu Rong communication equipment Co. Ltd.

Correspondent YOLANDA LEE
 Address: 77 WATER STREET, 7TH & 8TH FLOORS
 NEW YORK UKRAINE , 10005

Correspondent e-mail: yolandab@foxmail.com

Associated marks			
Mark	Application Status	Serial Number	Registration Number
HRTX	Abandoned - After Inter-Partes Decision	87773612	
Plaintiff(s)			

Name: RTX A/S

Correspondent GREGORY GOLLA
 Address: MERCHANT & GOULD P C
 PO BOX 2910
 MINNEAPOLIS MN UNITED STATES , 55402

Correspondent e-mail: dockmpls@merchantgould.com , ggolla@merchantgould.com , aavery@merchantgould.com , cschulte@merchantgould.com

Associated marks			
Mark	Application Status	Serial Number	Registration Number
RTX	Registered	86286971	5158628
RTX	SECTION 71 ACCEPTED	79019433	3524292

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Aug 15, 2018	

2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Aug 15, 2018	Sep 24, 2018
3	PENDING, INSTITUTED	Aug 15, 2018	
4	NOTICE OF DEFAULT	Oct 04, 2018	
5	BD DECISION: OPP SUSTAINED	Nov 30, 2018	
6	TERMINATED	Nov 30, 2018	

Type of Proceeding: Extension of Time

Proceeding Number: [86286971](#) **Filing Date:** Nov 19, 2014
Status: Terminated **Status Date:** Mar 06, 2015
Interlocutory Attorney:

Defendant

Name: RTX A/S
Correspondent Address: JOHN A. CLIFFORD
 MERCHANT & GOULD P.C.
 PO BOX 2910
 MINNEAPOLIS MN , 55402-0910

Associated marks

Mark	Application Status	Serial Number	Registration Number
RTX	Registered	86286971	5158628

Potential Opposer(s)

Name: Trimble Navigation Limited
Correspondent Address: Tali L. Alban
 Kilpatrick Townsend & Stockton, LLP
 Two Embarcadero Center, 8th Floor
 San Francisco CA UNITED STATES , 94111
Correspondent e-mail: talban@kilpatricktownsend.com , mmchugh@kilpatricktownsend.com , aschlette@kilpatricktownsend.com , vcordial@kilpatricktownsend.com

Prosecution History

Entry Number	History Text	Date	Due Date
1	INCOMING - EXT TIME TO OPPOSE FILED	Nov 19, 2014	
2	EXTENSION OF TIME GRANTED	Nov 19, 2014	

Type of Proceeding: Opposition

Proceeding Number: [91217742](#) **Filing Date:** Aug 07, 2014
Status: Terminated **Status Date:** Feb 11, 2015
Interlocutory Attorney: ELIZABETH A DUNN

Defendant

Name: Trimble Navigation Limited
Correspondent Address: MARGARET C MCHUGH
 KILPATRICK TOWNSEND & STOCKTON LLP
 TWO EMBARCADERO CENTER, 8TH FLOOR
 SAN FRANCISCO CA UNITED STATES , 94111-3833
Correspondent e-mail: talban@kilpatricktownsend.com , mmchugh@kilpatricktownsend.com , vcordial@kilpatricktownsend.com , tadmin@kilpatricktownsend.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
RTX	Abandoned - After Inter-Partes Decision	86066804	

Plaintiff(s)

Name: RTX Telecom A/S
Correspondent Address: JOHN A CLIFFORD
 MERCHANT & GOULD PC
 3200 IDS CENTER, 80 SOUTH 8TH STREET
 MINNEAPOLIS MN UNITED STATES , 55402

Correspondent e-mail: jclifford@merchantgould.com , aavery@merchantgould.com , dockmpls@merchantgould.com

Associated marks			
Mark	Application Status	Serial Number	Registration Number
RTX	SECTION 71 ACCEPTED	79019433	3524292
RTX	Registered	86286971	5158628

Prosecution History			
Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Aug 07, 2014	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Aug 07, 2014	Sep 16, 2014
3	PENDING, INSTITUTED	Aug 07, 2014	
4	D MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Sep 16, 2014	
5	SUSPENDED	Sep 16, 2014	
6	D MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Dec 10, 2014	
7	SUSPENDED	Dec 10, 2014	
8	W/DRAW OF APPLICATION	Feb 10, 2015	
9	BD DECISION: SUSTAINED	Feb 11, 2015	
10	TERMINATED	Feb 11, 2015	

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Mark: RTX

RTX

US Serial Number: 79019433

Application Filing Date: Nov. 15, 2004

US Registration Number: 3524292

Registration Date: Oct. 28, 2008

Register: Principal

Mark Type: Trademark

TM5 Common Status Descriptor:



LIVE/REGISTRATION/Issued and Active

The trademark application has been registered with the Office.

Status: A Section 71 declaration has been accepted.

Status Date: Nov. 02, 2018

Publication Date: Jul. 08, 2008

Mark Information

Mark Literal Elements: RTX

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

International Registration Number: 0872818

International Registration Date: Nov. 15, 2004

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: Telephone apparatus, namely, telephones, video telephones, IP telephones, cordless telephones and wireless telephones; network equipment, namely, computer hardware for wireless products; DECT Ethernet repeaters; headsets based on wireless technology, namely, for stationary and portable computers, televisions, radios, PDA (Personal Digital Assistants) and mobile phones; wireless telephone jacks for cable and satellite television; apparatus and instruments, namely, wireless phone jacks for use in connection with telephone conversations over the Internet

International Class(es): 009 - Primary Class

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

Class Status: ACTIVE

Basis: 66(a)

Basis Information (Case Level)

Filed Use: No

Currently Use: No

Filed ITU: No

Currently ITU: No

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

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

Current Owner(s) Information

Owner Name: RTX A/S
Owner Address: Strømmen 6
DK-9400 Nørresundby
DENMARK
Legal Entity Type: Public limited company
State or Country Where Organized: DENMARK

Attorney/Correspondence Information

Attorney of Record

Attorney Name: John A. Clifford
Attorney Primary Email Address: dockmpls@merchantgould.com
Docket Number: 17247.7USIB
Attorney Email Authorized: Yes

Correspondent

Correspondent Name/Address: John A. Clifford
MERCHANT & GOULD PC
P.O. Box 2910
MINNEAPOLIS, MINNESOTA UNITED STATES 55402-0910
Phone: 612-332-5300
Fax: 612-332-9081
Correspondent e-mail: dockmpls@merchantgould.com
Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Nov. 02, 2018	NOTICE OF ACCEPTANCE OF SEC. 71 - E-MAILED	
Nov. 02, 2018	REGISTERED-SEC.71 ACCEPTED	77315
Oct. 22, 2018	TEAS SECTION 71 RECEIVED	
Oct. 28, 2017	COURTESY REMINDER - SEC. 71 (10-YR) E-MAILED	
Jul. 20, 2017	NEW REPRESENTATIVE AT IB RECEIVED	
May 11, 2017	NEW REPRESENTATIVE AT IB RECEIVED	
Feb. 09, 2017	NEW REPRESENTATIVE AT IB RECEIVED	
Dec. 04, 2014	INTERNATIONAL REGISTRATION RENEWED	
Jun. 18, 2014	NOTICE OF ACCEPTANCE OF SEC. 71 & 15 - E-MAILED	
Jun. 18, 2014	REGISTERED - SEC. 71 ACCEPTED & SEC. 15 ACK.	77315
Jun. 17, 2014	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	77315
May 28, 2014	TEAS SECTION 71 & 15 RECEIVED	
Jul. 20, 2013	CHANGE OF NAME/ADDRESS REC'D FROM IB	
May 11, 2013	NEW REPRESENTATIVE AT IB RECEIVED	
Jan. 05, 2013	FINAL DECISION TRANSACTION PROCESSED BY IB	
Feb. 05, 2009	FINAL DISPOSITION NOTICE SENT TO IB	
Feb. 05, 2009	FINAL DISPOSITION PROCESSED	67445
Jan. 28, 2009	FINAL DISPOSITION NOTICE CREATED, TO BE SENT TO IB	
Oct. 28, 2008	REGISTERED-PRINCIPAL REGISTER	
Sep. 22, 2008	EXTENSION OF TIME TO OPPOSE PROCESS - TERMINATED	
Aug. 07, 2008	EXTENSION OF TIME TO OPPOSE RECEIVED	
Jul. 08, 2008	PUBLISHED FOR OPPOSITION	
Jun. 18, 2008	NOTICE OF PUBLICATION	
Jun. 04, 2008	EXAMINERS AMENDMENT MAILED	

Jun. 04, 2008	LAW OFFICE PUBLICATION REVIEW COMPLETED	71441
Jun. 04, 2008	ASSIGNED TO LIE	71441
Jun. 04, 2008	APPROVED FOR PUB - PRINCIPAL REGISTER	
Jun. 04, 2008	EXAMINER'S AMENDMENT ENTERED	88888
Jun. 04, 2008	EXAMINERS AMENDMENT -WRITTEN	77304
Jun. 02, 2008	EXPARTE APPEAL TERMINATED	19433
Feb. 25, 2008	EX PARTE APPEAL-REFUSAL AFFIRMED	19433
Sep. 05, 2007	EXAMINERS STATEMENT MAILED	
Sep. 04, 2007	EXAMINERS STATEMENT - COMPLETED	77304
Aug. 28, 2007	JURISDICTION RESTORED TO EXAMINING ATTORNEY	19433
Aug. 16, 2007	ACTION GRANTING REQ. FOR RECON. MAILED	
Aug. 16, 2007	ACTION CONTINUING FINAL - COMPLETED	77304
Jul. 31, 2007	JURISDICTION RESTORED TO EXAMINING ATTORNEY	19433
Jul. 12, 2007	NOTIFICATION OF POSSIBLE OPPOSITION - PROCESSED BY IB	
Jun. 28, 2007	NOTIFICATION OF POSSIBLE OPPOSITION SENT TO IB	
Jun. 28, 2007	NOTIFICATION OF POSSIBLE OPPOSITION CREATED, TO BE SENT TO IB	
Mar. 05, 2007	ACTION GRANTING REQ. FOR RECON. MAILED	
Mar. 05, 2007	ACTION CONTINUING FINAL - COMPLETED	77304
Feb. 26, 2007	EX PARTE APPEAL-INSTITUTED	19433
Feb. 26, 2007	JURISDICTION RESTORED TO EXAMINING ATTORNEY	19433
Feb. 26, 2007	EXPARTE APPEAL RECEIVED AT TTAB	
Feb. 14, 2007	PAPER RECEIVED	
Sep. 01, 2006	FINAL REFUSAL MAILED	
Sep. 01, 2006	FINAL REFUSAL WRITTEN	77304
Aug. 24, 2006	AMENDMENT FROM APPLICANT ENTERED	72067
Aug. 01, 2006	CORRESPONDENCE RECEIVED IN LAW OFFICE	72067
Aug. 01, 2006	PAPER RECEIVED	
Feb. 17, 2006	REFUSAL PROCESSED BY IB	
Jan. 31, 2006	NON-FINAL ACTION MAILED - REFUSAL SENT TO IB	
Jan. 30, 2006	NON-FINAL ACTION (IB REFUSAL) PREPARED FOR REVIEW	
Jan. 29, 2006	NON-FINAL ACTION WRITTEN	77304
Jan. 26, 2006	ASSIGNED TO EXAMINER	77304
Jan. 26, 2006	NEW APPLICATION ENTERED IN TRAM	
Jan. 26, 2006	SN ASSIGNED FOR SECT 66A APPL FROM IB	

International Registration Information (Section 66a)

International Registration Number: 0872818	International Registration Date: Nov. 15, 2004
Priority Claimed Flag: Yes	Date of Section 67 Priority Claim: Jun. 15, 2004
Intl. Registration Status: REQUEST FOR EXTENSION OF PROTECTION PROCESSED	Date of International Registration Status: Jan. 26, 2006
Notification of Designation Date: Jan. 26, 2006	Date of Automatic Protection: Jul. 26, 2007
International Registration Renewal Date: Nov. 15, 2024	
First Refusal Flag: Yes	

TM Staff and Location Information

TM Staff Information - None
File Location

Current Location: GENERIC WEB UPDATE

Date in Location: Nov. 02, 2018

Proceedings

Summary

Number of Proceedings: 6

Type of Proceeding: Opposition

Proceeding Number: [91249749](#)

Filing Date: Jul 25, 2019

Status: Suspended

Status Date: Aug 07, 2019

Interlocutory Attorney: GEOFFREY MCNUTT

Defendant

Name: NVIDIA Corporation

Correspondent Address: SALLY M. ABEL, ESQ.
FENWICK & WEST LLP
801 CALIFORNIA STREET SILICON VALLEY CENTER
MOUNTAIN VIEW CA , 94041

Correspondent e-mail: trademarks@fenwick.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
NVIDIA RTX	Opposition Pending	87843476	

Plaintiff(s)

Name: RTX A/S

Correspondent Address: GREGORY GOLLA
MERCHANT & GOULD, P.C.
P.O. BOX 2910
MINNEAPOLIS MN UNITED STATES , 55402

Correspondent e-mail: cschulte@merchantgould.com , ggolla@merchantgould.com , aavery@merchantgould.com , dockmpls@merchantgould.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
RTX	Registered	86286971	5158628
RTX	SECTION 71 ACCEPTED	79019433	3524292

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Jul 25, 2019	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Jul 25, 2019	Sep 03, 2019
3	INSTITUTED	Jul 25, 2019	
4	P MOT TO SUSP W/ CONSENT PEND SETTLE NEGOTIATIONS	Aug 07, 2019	
5	SUSPENDED	Aug 07, 2019	

Type of Proceeding: Opposition

Proceeding Number: [91243016](#)

Filing Date: Aug 15, 2018

Status: Terminated

Status Date: Nov 30, 2018

Interlocutory Attorney: JENNIFER KRISP

Defendant

Name: Shanghai Hu Rong communication equipment Co. Ltd.

Correspondent Address: YOLANDA LEE
77 WATER STREET, 7TH & 8TH FLOORS
NEW YORK UKRAINE , 10005

Correspondent e-mail: yolandab@foxmail.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
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HRTX	Abandoned - After Inter-Partes Decision	87773612	
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Plaintiff(s)

Name: RTX A/S

Correspondent Address: GREGORY GOLLA
 MERCHANT & GOULD P C
 PO BOX 2910
 MINNEAPOLIS MN UNITED STATES , 55402

Correspondent e-mail: dockmpls@merchantgould.com , ggolla@merchantgould.com , aavery@merchantgould.com , cschulte@merchantgould.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
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RTX	Registered	86286971	5158628
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RTX	SECTION 71 ACCEPTED	79019433	3524292
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Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Aug 15, 2018	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Aug 15, 2018	Sep 24, 2018
3	PENDING, INSTITUTED	Aug 15, 2018	
4	NOTICE OF DEFAULT	Oct 04, 2018	
5	BD DECISION: OPP SUSTAINED	Nov 30, 2018	
6	TERMINATED	Nov 30, 2018	

Type of Proceeding: Opposition

Proceeding Number: [91217742](#)

Filing Date: Aug 07, 2014

Status: Terminated

Status Date: Feb 11, 2015

Interlocutory Attorney: ELIZABETH A DUNN

Defendant

Name: Trimble Navigation Limited

Correspondent Address: MARGARET C MCHUGH
 KILPATRICK TOWNSEND & STOCKTON LLP
 TWO EMBARCADERO CENTER, 8TH FLOOR
 SAN FRANCISCO CA UNITED STATES , 94111-3833

Correspondent e-mail: tlalban@kilpatricktownsend.com , mmchugh@kilpatricktownsend.com , vcordial@kilpatricktownsend.com , tadmin@kilpatricktownsend.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
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RTX	Abandoned - After Inter-Partes Decision	86066804	
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Plaintiff(s)

Name: RTX Telecom A/S

Correspondent Address: JOHN A CLIFFORD
 MERCHANT & GOULD PC
 3200 IDS CENTER, 80 SOUTH 8TH STREET
 MINNEAPOLIS MN UNITED STATES , 55402

Correspondent e-mail: jclifford@merchantgould.com , aavery@merchantgould.com , dockmpls@merchantgould.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
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RTX	SECTION 71 ACCEPTED	79019433	3524292
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RTX	Registered	86286971	5158628
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Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Aug 07, 2014	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Aug 07, 2014	Sep 16, 2014
3	PENDING, INSTITUTED	Aug 07, 2014	
4	D MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Sep 16, 2014	
5	SUSPENDED	Sep 16, 2014	
6	D MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Dec 10, 2014	
7	SUSPENDED	Dec 10, 2014	
8	W/DRAW OF APPLICATION	Feb 10, 2015	
9	BD DECISION: SUSTAINED	Feb 11, 2015	
10	TERMINATED	Feb 11, 2015	

Type of Proceeding: Opposition

Proceeding Number: [91199041](#)

Filing Date: Mar 17, 2011

Status: Terminated

Status Date: Nov 21, 2012

Interlocutory Attorney: BENJAMIN U OKEKE

Defendant

Name: CRU Acquisition Group, LLC

Correspondent Address: FRANK X CURCI
ATER WYNNE LLP
1331 NW LOVEJOY STREET, SUITE 900
PORTLAND OR UNITED STATES , 97209

Correspondent e-mail: trademark@aterwynne.com , fx@aterwynne.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
RTX	Section 8 and 15 - Accepted and Acknowledged	85041173	4266379

Plaintiff(s)

Name: RTX Telecom A/S

Correspondent Address: JOHN A CLIFFORD
MERCHANT & GOULD
PO BOX 2910
MINNEAPOLIS MN UNITED STATES , 55402-0910

Correspondent e-mail: jclifford@merchantgould.com , aavery@merchantgould.com , dockmpls@merchantgould.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
RTX	SECTION 71 ACCEPTED	79019433	3524292

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Mar 17, 2011	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Mar 17, 2011	Apr 26, 2011
3	PENDING, INSTITUTED	Mar 17, 2011	
4	ANSWER	Apr 25, 2011	
5	STIPULATION FOR AN EXTENSION OF TIME	Oct 14, 2011	
6	EXTENSION OF TIME GRANTED	Oct 14, 2011	
7	STIPULATION FOR AN EXTENSION OF TIME	Dec 21, 2011	
8	EXTENSION OF TIME GRANTED	Dec 21, 2011	
9	STIPULATION FOR AN EXTENSION OF TIME	Feb 16, 2012	
10	EXTENSION OF TIME GRANTED	Feb 16, 2012	
11	STIPULATION FOR AN EXTENSION OF TIME	Apr 17, 2012	
12	EXTENSION OF TIME GRANTED	Apr 17, 2012	
13	STIP TO SUSPEND PEND SETTLEMENT NEGOTNS	Jul 13, 2012	

14	SUSPENDED	Jul 13, 2012
15	CHANGE OF CORRESPONDENCE ADDRESS	Aug 17, 2012
16	CHANGE OF CORRESPONDENCE ADDRESS	Aug 17, 2012
17	STIP AMENDMENT AND WD OF OPP W PREJ	Sep 13, 2012
18	BD'S DECISION: DISMISSED W/ PREJUDICE	Nov 21, 2012
19	TERMINATED	Nov 21, 2012

Type of Proceeding: Extension of Time

Proceeding Number: [79019433](#) **Filing Date:** Aug 07, 2008
Status: Terminated **Status Date:** Aug 31, 2009
Interlocutory Attorney:

Defendant

Name: RTX Telecom A/S
Correspondent Address: JOHN A. CLIFFORD
 MERCHANT & GOULD P.C.
 P.O. BOX 2910
 MINNEAPOLIS MN UNITED STATES , 55402-0910

Associated marks

Mark	Application Status	Serial Number	Registration Number
RTX	SECTION 71 ACCEPTED	79019433	3524292

Potential Opposer(s)

Name: Corning Cable Systems Brands, Inc.
Correspondent Address: Paul R. Burke
 Corning Incorporated
 One Riverfront PlazaSP-TI-3-1
 Corning NY UNITED STATES , 14831
Correspondent e-mail: burkepr@corning.com

Prosecution History

Entry Number	History Text	Date	Due Date
1	INCOMING - EXT TIME TO OPPOSE FILED	Aug 07, 2008	
2	EXTENSION OF TIME GRANTED	Aug 07, 2008	
3	TERMINATED	Aug 31, 2009	

Type of Proceeding: Exparte Appeal

Proceeding Number: [79019433](#) **Filing Date:** Feb 26, 2007
Status: Terminated **Status Date:** Jun 02, 2008
Interlocutory Attorney:

Plaintiff(s)

Name: RTX Telecom A/S
Correspondent Address: JOHN A. CLIFFORD
 MERCHANT & GOULD P.C.
 P.O. BOX 2910
 MINNEAPOLIS MN UNITED STATES , 55402-0910
Correspondent e-mail: dockmpls@merchantgould.com , dmattessich@merchantgould.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
RTX	SECTION 71 ACCEPTED	79019433	3524292

Prosecution History

Entry Number	History Text	Date	Due Date
1	APPEAL TO BOARD	Feb 26, 2007	

2	APPEAL ACKNOWLEDGED; CASE REMANDED	Feb 26, 2007
3	INSTITUTED	Feb 26, 2007
4	RESPONSE DUE	Mar 05, 2007
5	REQUEST FOR RECONSIDERATION	Feb 14, 2007
6	PROCEEDINGS RESUMED	May 30, 2007
7	PROCEEDINGS RESUMED	May 25, 2007
8	APPLICANT'S REQUEST FOR REMAND	Jul 30, 2007
9	REMANDED TO EXAMINER	Jul 31, 2007
10	RECONSIDERATION DENIED	Aug 16, 2007
11	PROCEEDINGS RESUMED	Aug 23, 2007
12	APPEAL FORWARDED TO EXAMINER FOR BRIEF	Aug 28, 2007
13	EXAMINER'S STATEMENT	Sep 04, 2007
14	SUBMITTED ON BRIEF	Nov 13, 2007
15	BOARD'S DECISION: AFFIRMED	Feb 25, 2008
16	TERMINATED	Jun 02, 2008