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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 parties oppose registration of the indicated application.

Opposers Information

| Name | Lenovo PC International Limited | | |
|---------|---|--|--|
| Entity | Limited Liability Company Citizenship Hong Kong | | |
| Address | 23/F Lincoln House 979 King's Road Quarry Bay, 0 HONG KONG | | |

| Name | Lenovo (Singapore) Pte. Ltd. | | |
|---------|---|--|--|
| Entity | limited company Citizenship Singapore | | |
| Address | 151 Lorong Chuan #02-01 New Tech Park, 556741 SINGAPORE | | |

| Attorney informa- tion | Elizabeth Baumhart Taft Stettinius & Hollister LLP One Indiana Square, Suite 3500 Indianapolis, IN 46204 UNITED STATES |
|---------------------------|--|
| | ebaumhart@taftlaw.com, pbautista@taftlaw.com, awilcox@taftlaw.com, dock- et@taftlaw.com 3177133500 |

Applicant Information

| Application No | 79257794 | Publication date | 12/17/2019 |
|-------------------------------------|--|--------------------------------------|------------|
| Opposition Filing Date | 01/13/2020 | Opposition Peri- od Ends | 01/16/2020 |
| International Re- gistration No. | 1464389 | International Re- gistration Date | 01/11/2019 |
| Applicant | Think-Lands Co., Ltd. 75-1, Ono-cho, Tsurumi-ku, Yokohama-city Kanagawa 230-0 JAPAN | | |

Goods/Services Affected by Opposition

Class 009. First Use: 0 First Use In Commerce: 0 Opposed goods and services in the class: computer hardware for telecommunications; electronic control system for machines; photographic projectors

Grounds for Opposition

Priority and likelihood of confusion

Trademark Act Section 2(d)

Marks Cited by Opposer as Basis for Opposition

| U.S. Registration No. | 1738861 | Application Date | 06/29/1990 |
|------------------------|---|--------------------------|------------|
| Registration Date | 12/08/1992 | Foreign Priority Date | NONE |
| Word Mark | THINK PAD | | |
| Design Mark | | | |
| Description of Mark | NONE | | |
| Goods/Services | Class 009. First use: First Use: 1992/04/16 First Use In Commerce: 1992/07/31 computers, computer adapter boards, computer peripheral devices and manuals supplied therewith Class 016. First use: First Use: 1992/04/16 First Use In Commerce: 1992/07/31 instruction manuals for use with computers, computer adapter boards and computer peripheral devices | | |

| U.S. Registration No. | 2934258 | Application Date | 08/26/2002 | |
|--------------------------|--|--------------------------|------------|--|
| Registration Date | 03/15/2005 | Foreign Priority Date | NONE | |
| Word Mark | THINKCENTRE | THINKCENTRE | | |
| Design Mark | | | | |
| Description of Mark | NONE | | | |
| Goods/Services | Class 009. First use: First Use: 2003/06/13 First Use In Commerce: 2003/06/13 COMPUTER HARDWARE; COMPUTER WORKSTATIONS COMPRISING A CENTRAL PROCESSING UNIT, DISPLAY MONITOR, KEYBOARD, HARD AND FLOPPY DISKETTE DRIVES AND OPTIONAL COMPUTERPERIPHER- ALS; AND INSTRUCTIONAL MANUALS SOLD THEREWITH | | | |

| U.S. Registration No. | 2550628 | Application Date | 09/13/1999 |
|-----------------------|------------|--------------------------|------------|
| Registration Date | 03/19/2002 | Foreign Priority Date | NONE |
| Word Mark | THINKLIGHT | | |

| Design Mark | THINKLIGHT |
|------------------------|--|
| Description of Mark | NONE |
| Goods/Services | Class 009. First use: First Use: 1999/10/00 First Use In Commerce: 1999/10/00 COMPUTER HARDWARE; COMPUTER HARDWARE, NAMELY, AN ILLUMIN- ATION DEVICE FOR COMPUTER KEYBOARDS AND TERMINALS IN THE NATUREOF A LIGHT THAT ILLUMINATES THE COMPUTER KEYBOARD AND COMPUTER TERMINAL, AND COMPUTER MANUALS SOLD THERE- WITH |

| U.S. Registration No. | 1977221 | Application Date | 05/18/1994 |
|------------------------|--|--------------------------|------------|
| Registration Date | 05/28/1996 | Foreign Priority Date | NONE |
| Word Mark | THINKPAD | | |
| Design Mark | | | |
| Description of Mark | NONE | | |
| Goods/Services | Class 009. First use: First Use: 1994/05/00 First Use In Commerce: 1994/05/00 carrying cases for computers Class 018. First use: First Use: 1994/05/00 First Use In Commerce: 1994/05/00 all purpose carrying cases in the nature of a tote bag | | |

| U.S. Registration No. | 2194267 | Application Date | 02/26/1997 |
|------------------------|---|--------------------------|------------|
| Registration Date | 10/06/1998 | Foreign Priority Date | NONE |
| Word Mark | THINKPAD | | |
| Design Mark | | | |
| Description of Mark | NONE | | |
| Goods/Services | Class 025. First use: First Use: 1997/01/27 First Use In Commerce: 1997/01/30 | | |
| | sweatshirts, polo shirts, T-shirts, jackets, shirts, clothing caps, visers | | |
| ILS Registration | 3541810 | Application Date | 03/31/2005 |

| U.S. Registration No. | 3541810 | Application Date | 03/31/2005 |
|-----------------------|---------|------------------|------------|
|-----------------------|---------|------------------|------------|

| Registration Date | 12/02/2008 | Foreign Priority Date | NONE |
|------------------------|---|---|--|
| Word Mark | THINKPLUS | | |
| Design Mark | THIN | KPL | US |
| Description of Mark | NONE | | |
| Goods/Services | Class 009. First use: First Use COMPUTER PERIPHERALS Class 035. First use: First Use [OUTSOURCING IN THE FIE WARE AND INFORMATION Class 037. First use: First Use REPAIR AND MAINTENANC ING AND PERFORMING WA COMPUTER HARDWARE UP Class 042. First use: First Use COMPUTER SYSTEM ANAL PUTER SOFTWARE; DATA E PERFORMING WARRANTY COMPUTER SOFTWARE; CO SECURITY | e: 2005/03/31 First U LD OF COMPUTER TECHNOLOGY] e: 2005/03/31 First U E OF COMPUTER H RRANTY REPAIR A NDER WARRANTY (e: 2005/03/31 First U YSIS; REPAIR AND ENCRYPTION SERV SERVICE AND SUP | se In Commerce: 2005/03/31 SOFTWARE AND HARD- se In Commerce: 2005/03/31 IARDWARE AND PROVID- ND MAINTENANCE OF CONTRACTS se In Commerce: 2005/03/31 MAINTENANCE OF COM- /ICES; PROVIDING AND PORT CONTRACTS ON |
| U.S. Registration | 3800025 | Application Date | 01/21/2008 |
| No. | 0000020 | | 01/21/2000 |
| Registration Date | 06/08/2010 | Foreign Priority Date | NONE |
| Word Mark | THINKSERVER | | |

Design Mark

THINKSERVER

| Description of Mark | NONE |
|------------------------|--|
| Goods/Services | Class 009. First use: First Use: 2008/09/30 First Use In Commerce: 2008/09/30 Computers, namely, computer servers; computer software, namely, application system software for use in controlling the operation and execution of programs and network functions on a computer server; documentation and instruction manuals recorded on machine readable media, namely, CDs, DVDs and down- loadable files relating to computer servers and associated computer programs |

| U.S. Registration No. | 3731901 | Application Date | 09/25/2007 |
|------------------------|---|---|--|
| Registration Date | 12/29/2009 | Foreign Priority Date | NONE |
| Word Mark | THINKSTATION | - | |
| Design Mark | THINK | STA7 | ΓΙΟΝ |
| Description of Mark | NONE | | |
| Goods/Services | execution of programs and ne puter workstations comprising board, and optional periphera and instruction manuals recor computers or computerprogra Class 016. First use: First Use | are; computer softwar em software for use i etwork functionson a g a central processing ls and components for rded on machine read ms e: 2008/01/17 First U ublications directed to orkstations, namely, u | re, namely, operating system n controlling the operation and computer workstation; com- g unit, display monitor, key- or computers; documentation dable media and relating to se In Commerce: 2008/01/17 o users of computer hardware |
| U.S. Registration | 3009301 | Application Date | 08/26/2002 |

| U.S. Registration No. | 3009301 | Application Date | 08/26/2002 |
|-----------------------|------------|------------------|------------|
| Registration Date | 10/25/2005 | Foreign Priority | NONE |

| | | Date | |
|------------------------|---|--|--|
| Word Mark | THINKVANTAGE | | |
| Design Mark | | | |
| Description of Mark | NONE | | |
| Goods/Services | Class 009. First use: First Use COMPUTER HARDWARE; C PUTER OPERATING SYSTE ING CENTRALPROCESSING AND FLOPPY DISKETTE DR ALS;] AND INSTRUCTION M Class 016. First use: First Use [PRINTED MATTER AND PF ODICALS, NEWSPAPERS, B CATIONAL AND TEACHING PUTER HARDWARE AND SO | OMPUTER SOFTWA M; [COMPUTER WG G UNIT, DISPLAY MG IVES ANDOPTIONA IANUALS SOLD AS 9: 2002/11/00 First Us RINTED MATERIALS OOKS, BROCHURE MATERIAL DIRECTI | ARE FOR USE AS A COM- DRKSTATIONS COMPRIS- DNITOR, KEYBOARD, HARD L COMPUTER PERIPHER- A UNIT THEREWITH se In Commerce: 2004/02/00 ,namely, MAGAZINES, PERI- S, INSTRUCTIONAL, EDU- EDTO USERS OF COM- |

| U.S. Registration No. | 2931692 | Application Date | 12/12/2002 |
|------------------------|---|--|---|
| Registration Date | 03/08/2005 | Foreign Priority Date | NONE |
| Word Mark | THINKVISION | | |
| Design Mark | | | |
| Description of Mark | NONE | | |
| Goods/Services | Class 009. First use: First Use COMPUTER HARDWARE; C DATA PROJECTORS; DATA DATA PROJECTORS; AND I THEREWITH Class 016. First use: First Use PRINTED MATTER, NAMELY STRUCTIONAL MANUALS, W MATERIALS, ALL IN THE FIE | OMPUTER MONITC /VIDEO PROJECTO NSTRUCTION MANI e: 2003/05/00 First U Y, BOOKS, BROCHL WRITTEN PRESENT | ORS; VIDEO PROJECTORS; RS; HAND HELD VIDEO/ UALS SOLD AS A UNIT se In Commerce: 2003/05/00 JRES, MAGAZINES, IN- TATIONS AND TEACHING |

| U.S. Registration No. | 5503764 | Application Date | 08/17/2016 |
|-----------------------|-------------|--------------------------|------------|
| Registration Date | 06/26/2018 | Foreign Priority Date | NONE |
| Word Mark | THINKSYSTEM | - | |
| Design Mark | THINK | SYS | ТЕМ |
| | | | |

| Mark | |
|----------------|---|
| Goods/Services | Class 009. First use: First Use: 2017/07/00 First Use In Commerce: 2017/07/00 |
| | Computer servers; computer storage apparatus; Data storage systems and accessories, namely, electronic information storage server systems for use in enterprisestorage applications, network storage, network attached storage and storage area networks, consisting of computer hardware, computer peripherals, and operatingsystem software; network interface modules for servers, switch modules, transceivers and computer accessories; computerswitches that enable enhanced input/output (I/O) for an entire rack of computerservers; computer switches consisting of hardware and software and capable of facilitating or enabling virtual servers and virtual computers through software or hardware design; electrical and electronic connectors, couplers, wires, cables, chargers, docks, docking stations, interfaces and adapters for use with all the aforesaid goods; transceivers; racks for servers; mounting racks for computer networks; computer software for use in database management; computer networks; computer software for use in database management; computer software development tools; computer software for use with computer servers, data storage devices and computer memory devices; operating systems software; computer software for software for use of a computational entity in the network; computer software forperforming automatic communications switching in computer software for the development of a computing environments; software for telecommunication and communication via local or global communications networks, including the internet, intranets, extranets, mobile communication, cellular and satellite networks; user manuals in electronically readable, machine readable or computer readable form for usewith and sold as a unit with all the aforementioned goods |

| U.S. Registration No. | 5863523 | Application Date | 02/28/2017 |
|------------------------|---|--|------------|
| Registration Date | 09/17/2019 | Foreign Priority Date | NONE |
| Word Mark | THINKAGILE | | |
| Design Mark | THIN | KAC | HLE |
| Description of Mark | NONE | | |
| Goods/Services | Computer servers; computer drives, blank flash drives, hig backup of electronic data eit Data storage systems and ad | storage apparatus, r h-speed storage sub her locally or viaa tele ccessories, namely, e | |

| - |
|---|
| work attachedstorage and storage area networks, consisting of computer hard- ware, computer peripherals, and computer operating systemsoftware; network interface modules forservers, network switch modules and transceivers; com- puter switches that enableenhanced input/output (I/O) for an entire rack of com- puter servers; computer switches consisting of hardware and software used for facilitating and enabling virtual servers and virtual computers through the soft- ware or hardware design; electrical and electronic connectors, couplers, wires, connection cables, computer chargers, computer docks and docking stations, computer network interface devices and power adapters for use with all the aforesaid goods; transceivers; portable digital electronic devices, namely, port- able digital electronic devices for recording, organizing, transmitting, manipulat- ing, and reviewing text, data, images, and audio files and software related thereto; racks for computer servers; Ethernet switches; computer communica- tions software for connecting computer networkusers and global computer net- works; computer software for use in database management; computer software development tools; computer software for use with computer servers, data stor- age devices and computer memory devices for database management; com- puter software and hardware for use with computer servers, data stor- age devices and computer memory devices for database management; com- puter software and hardware for performing automatic communications switching in computer networks; computer software for managing the network configurations of a networks; ormputer software for managing the network configurations of a networks; virtualization and infrastructure software, namely,software used to consolidate applications, servers, and storage media and software for automating the provisioning and management of IT infrastruc- ture; computer software for database management for use in the telecommunic- ation and communication industries and instructional user manuals |

| Attachments | 75797819#TMSN.png(bytes) 78599717#TMSN.png(bytes) 77376883#TMSN.png(bytes) 77288252#TMSN.png(bytes) 87141752#TMSN.png(bytes) 87352286#TMSN.png(bytes) Notice of Opposition - THINK LANDS.pdf(2040687 bytes) |
|-------------|--|
| Signature | /Elizabeth Baumhart/ |
| Name | Elizabeth Baumhart |
| Date | 01/13/2020 |

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

LENOVO PC INTERNATIONAL LIMITED

OPPOSITION NO. _____

SERIAL NO. 79257794

and

LENOVO (SINGAPORE) PTE. LTD.,

MARK: THINK LANDS

Opposers

vs.

PUBLISHED: December 17, 2019

THINK-LANDS CO., LTD.

Applicant.

NOTICE OF OPPOSITION

Opposers Lenovo PC International Limited and Lenovo (Singapore) Pte. Ltd. (hereinafter, "Lenovo") will be damaged by the registration of the above-captioned mark for THINK LANDS and Design ("THINK LANDS") as applied for by Applicant Think-Lands Co., Ltd. ("Applicant") in the United States Patent and Trademark Office ("USPTO") application no. 79257794. As a result, Lenovo opposes registration of THINK LANDS on the USPTO's Principal Register, on the following grounds:

THE PARTIES

1. Lenovo PC International Limited is a Hong Kong limited liability company, organized under the laws of Hong Kong, having an address and principal place of business of 23/F Lincoln House, 979 King's Road, Quarry Bay, Hong Kong.

2. Lenovo (Singapore) Pte. Ltd. is a company organized under the laws of Singapore, having an address and principal place of business of 151 Lorong Chuan #02-01, New Tech Park, Singapore 556741.

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3. Lenovo, with its affiliated Lenovo entities (collectively, "Lenovo"), comprise a global and well-known technology business with customers located in over 160 countries and with over 52 thousand employees, worldwide.

4. Lenovo offers a wide array of technology-related products and services to consumers, including but not limited to, servers, computer hardware, server storage, networking, and software products and services; virtual reality and smart device products and services; smartphones and related accessories; work stations; electrical and electronic connectors, wires, couplers, chargers, docks, and other computer peripherals, and computers, tablets, laptops, notebooks and ultrabooks, and related products and services.

5. Based upon information and belief and USPTO records, Applicant is a Japanese joint stock company organized under the laws of Japan, having a business address of 75-1, Onocho, Tsurumi-ku, Yokohama-city Kanagawa 230-0 046 Japan.

LENOVO'S FAMILY OF THINK MARKS AND APPLICABLE REGISTRATIONS

6. By way of valid assignment and for adequate consideration (Exhibit A, Trademark Assignment Abstracts of Title), Lenovo is the assignee and/or owner of a family of federally registered trademarks that contain the word THINK as a dominant word element (collectively, "THINK Marks") and the goodwill associated with those marks.

7. Lenovo uses the THINK Marks in connection with the advertising, promotion, and sale of its computer hardware and other computer and technology-related goods in international classes 009 [IC 009] and 042 [IC 042], as well as in other classes containing computer and technology-related goods and services, as described below:

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| Mark | REG. NO. | GOODS/SERVICES | Exhibit (TESS Form) |
|-------------|----------|---|---------------------------|
| THINK PAD | 1738861 | computers, computer adapter boards, computer peripheral devices and manuals supplied therewith [IC 009] | В |
| | | instruction manuals for use with computers, computer adapter boards and computer peripheral devices [IC 016] | |
| THINKCENTRE | 2934258 | computer hardware; computer workstations comprising a central processing unit, display monitor, keyboard, hard and floppy diskette drives and optional computer peripherals; and instructional manuals sold therewith [IC 009] | С |
| THINKLIGHT | 2550628 | computer hardware; computer hardware, namely, an illumination device for computer keyboards and terminals in the nature of a light that illuminates the computer keyboard and computer terminal, and computer manuals sold therewith [IC 009] | D |
| THINKPAD | 1977221 | carrying cases for computers [IC 009] all purpose carrying cases in the nature of a tote bag [IC 018] | E |
| THINKPAD | 2194267 | sweatshirts, polo shirts, T-shirts, jackets, shirts, clothing caps, visors [IC 025] | F |
| THINKPLUS | 3541810 | computer peripherals [IC 009] repair and maintenance of computer hardware and providing and performing warranty repair and maintenance of computer hardware under warranty contracts [IC 037] computer system analysis; repair and maintenance of computer software; data encryption services; | G |
| | | providing and performing warranty service and support contracts on computer software; consulation (sic) in the field of computer security [IC 042] | |
| THINKSERVER | 3800025 | computers, namely, computer servers; computer software, namely, application system software for use in controlling the operation and execution of programs and network functions on a computer server; documentation and instruction manuals recorded on machine readable media, namely, CDs, DVDs and downloadable files relating to computer servers and associated computer programs [IC 009] | Н |

| THINKSTATION | 3731901 | computers; computer hardware; computer software, namely, operating system software and application system software for use in controlling the operation and execution of programs and network functions on a computer workstation; computer workstations comprising a central processing unit, display monitor, keyboard, and optional peripherals and components for computers; documentation and instruction manuals recorded on machine readable media and relating to computers or computer programs [IC 009] printed documentation and publications directed to users of computer hardware and software for computer workstations, namely, user manuals, instructional materials, warranty forms, and setup instructions [IC 016] | Ι |
|--------------|---------|---|---|
| THINKVANTAGE | 3009301 | computer hardware; computer software for use as a computer operating system; [computer workstations comprising central processing unit, display monitor, keyboard, hard and floppy diskette drives and optional computer peripherals;] (sic) and instruction manuals sold as a unit therewith [IC 009] | J |
| THINKVISION | 2931692 | computer hardware; computer monitors; video projectors; data projectors; data/video projectors; hand held video/data projectors; and instruction manuals sold as a unit therewith [IC 009] printed matter, namely, books, brochures, magazines, instructional manuals, written presentations and teaching materials, all in the field of computers [IC 016] | К |
| THINKSYSTEM | 5503764 | Computer servers; computer storage apparatus; Data storage systems and accessories, namely, electronic information storage server systems for use in enterprise storage applications, network storage, network attached storage and storage area networks, consisting of computer hardware, computer peripherals, and operating system software; network interface modules for servers, switch modules, transceivers and computer accessories; computer switches that enable enhanced input/output (I/O) for an entire rack of computer servers; computer switches consisting of hardware and software and capable of facilitating or enabling virtual servers and virtual computers through software or hardware design; electrical and electronic connectors, couplers, wires, cables, chargers, docks, docking stations, interfaces and adapters for use with all the aforesaid goods; transceivers; racks for servers; mounting racks for computer hardware and related installation kits; ethernet switches; computer software for use in database management; computer software development tools; computer software for use in database integration; computer software and hardware for the management, control and networking of servers; computer software for use with computer servers, data storage devices and computer memory devices; operating systems software; computer software for systems administration; software for performing automatic communications of a network entity based on the location of a computational entity in the network; computer software for performing automatic communications switching in computer networks; computer systems composed of servers, storage and networking | L |

| | 1 | 1 | |
|------------|---------|--|---|
| | | software for the development of virtual computing environments; software for telecommunication and communication via local or global communications networks, including the internet, intranets, extranets, mobile communication, cellular and satellite networks; user manuals in electronically readable, machine readable or computer readable form for use with and sold as a unit with all the aforementioned goods [IC 009] | |
| THINKAGILE | 5863523 | Computer servers; computer storage apparatus, namely, external computer hard drives, blank flash drives, high-speed storage sub-systems for storage and backup of electronic data either locally or via a telecommunications network; Data storage systems and accessories, namely, electronic information storage server systems for use in enterprise storage applications, network storage, network attached storage and storage area networks, consisting of computer hardware, computer peripherals, and computer operating system software; network interface modules for servers, network switch modules and transceivers; computer switches that enable enhanced input/output (I/O) for an entire rack of computer servers; computer switches consisting of hardware and software used for facilitating and enabling virtual servers and virtual computers through the software or hardware design; electrical and electronic connectors, couplers, wires, connection cables, computer chargers, computer docks and docking stations, computer network interface devices and power adapters for use with all the aforesaid goods; transceivers; portable digital electronic devices, namely, organizing, transmitting, manipulating, and reviewing text, data, images, and audio files and software for cometing computer networks; computer software for use in database management; computer software for use with computer servers; computer software for use with computer servers; data storage devices and computer networks; computer software for use with computer servers; data storage devices and computer servers; data storage devices and computer servers; data storage devices for managing the network; computer software for use with computer servers; data storage devices and computer software for systems administration of computer software for systems administration of computer software for systems; computer software for database management; computer software for database management for use in the telecommunication and communication industries and infrastructure software, nam | Μ |

(collectively, the "THINK Registrations").

8. Since at least as early as the "first use" and "use in commerce" dates set forth in each of the THINK Registrations, there has been continuous use in interstate commerce of each THINK mark through the prior owners of those registrations and/or Lenovo, in connection with the goods and services described in the THINK Registrations.

9. Based upon this continuous use, Lenovo owns the exclusive right to use each THINK Mark since the priority date for each, in connection with the goods and services described in the THINK Registrations and any natural expansions of those goods and services.

10. Based upon this continuous use, Lenovo also owns common law rights to the THINK Marks in connection with the goods and services described in the THINK Registrations and any natural expansions of those goods or services.

APPLICANT'S APPLIED-FOR MARK

11. According to USPTO records, Applicant applied for registration of THINK LANDS pursuant to 66(a) application, USPTO serial no. 79257794 (the "Application"), in connection with International Registration No. 1464389 (the "International Registration"), thereby rendering a U.S. application date of January 11, 2019. (See Exhibit N, TESS Form on the Application, and Exhibit M, WIPO Register for THINK LANDS).

12. The dominant element of Applicant's THINK LANDS trademark is the word element "THINK."

13. Applicant claims to use THINK LANDS in connection with technology and computer-related goods in IC 009, namely, "Laser measuring system; measuring and hardness testing machines and instruments; computer hardware for telecommunications; electronic control system for machines; photographic projectors; instruments for detecting electromagnetic waves; industrial X-ray apparatus" (hereinafter, the "Applicant's Goods").

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14. Applicant's Goods, in particular, "computer hardware for telecommunications," "electronic control system for machines," and "photographic projectors" are identical and/or confusingly similar to the goods and services that Lenovo and its predecessors have been advertising, promoting, and selling under the THINK Marks for years, especially the IC 009 goods covered under THINK Registration nos. 1738861, 2934258, 2550628, 1977221, 3541810, 3800025, 3731901, 3009301, 2931692, and 5863523.

15. Applicant's International Registration has a filing date of January 11, 2019.

16. January 11, 2019 is after the filing dates and dates of first use in interstate commerce for the THINK Registrations and as a result, Lenovo has priority over Applicant, which is not in dispute.

COUNT I—OPPOSITION OF APPLICATION BASED UPON LIKELIHOOD OF CONFUSION

17. Lenovo re-alleges paragraphs 1-16 of this Complaint as if fully rewritten herein.

18. THINK LANDS is confusingly similar in appearance, sound, and commercial impression to each of Lenovo's registered THINK Marks, which contain the dominant element "think" in connection with a secondary word element.

19. Moreover, and as also described above, Applicant applied for registration of and is intending to use THINK LANDS in connection with computer hardware related goods in IC 009.

20. Applicant's Goods, in particular, "computer hardware for telecommunications," "electronic control system for machines," and "photographic projectors", are so similar to Lenovo's computer hardware and other computer and technology-related goods and services in IC 009, IC 016, IC 037, and IC 042, which Lenovo and its predecessors have been advertising, marketing, promoting, and selling under the THINK Marks for many years that there is a high likelihood of consumer confusion. Consumers are likely to mistakenly believe that Applicant's

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Goods emanate from Lenovo because of the wide array of computer and technology-related goods and services offered by Lenovo.

21. Because of these confusing similarities, Applicant's registration of THINK LANDS will cause Lenovo damage.

22. Applicant's registration of THINK LANDS is likely to cause consumers to be confused and mistakenly believe that Lenovo is the source of Applicant's Goods when such is untrue, in violation of the Lanham Act, including but not limited to, 15 U.S.C. §1052(d) and 15 U.S.C. § 1114.

23. Applicant's registration of THINK LANDS will lead consumers to wrongfully believe that Applicant's Goods are affiliated or associated with, or are sponsored or endorsed by Lenovo, when such is untrue, in violation of the Lanham Act, including but not limited to, 15 U.S.C. §1052(d) and 15 U.S.C. § 1114.

24. Applicant's registration of THINK LANDS will lead consumers to wrongfully believe that Applicant, not Lenovo, is the owner of the THINK Marks and THINK Registrations, when such is untrue, in violation of the Lanham Act, including but not limited to, 15 U.S.C. §1052(d) and 15 U.S.C. § 1114.

Accordingly, and pursuant to 15 U.S.C. §1063(a), Lenovo respectfully requests that its opposition be sustained and the Application be refused registration the following goods in IC 009: "computer hardware for telecommunications," "electronic control system for machines," and "photographic projectors."

Dated: January 13, 2020

/s/: Elizabeth Z. Baumhart

Elizabeth Z. Baumhart, Esq. *ebaumhart@taftlaw.com* Taft Stettinius & Hollister LLP One Indiana Square, Suite 3500 Indianapolis, Indiana 46204 (317) 713-3500 (telephone) (317) 713-3699 (fax)

Philip R. Bautista, Esq. pbautista@taftlaw.com Amanda H. Wilcox, Esq. awilcox@taftlaw.com Taft Stettinius & Hollister LLP 200 Public Square, Suite 3500 Cleveland, Ohio 44114 (216) 241-2838 (telephone) (216) 241-3707 (fax)

Attorneys for Opposer

CERTIFICATE OF SERVICE

The undersigned counsel certifies that a copy of the foregoing Notice of Opposition was

served upon the following party via electronic mail on January 13, 2020:

Leigh Ann Lindquist, Esq. Sughrue Mion, PLLC 2000 Pennsylvania Ave., Suite 900 Washington D.C. 20006 <u>tm@sughrue.com</u>

Attorney for Applicant

<u>/s/: Elizabeth Z. Baumhart</u> Elizabeth Z. Baumhart

One of the Attorneys for Opposer

EXHIBIT A

Screenshot of Trademark Assignment Abstract of Title For Reg. No. 1738861 (publicly available on uspto.gov)

| | | Trademark Assignment Abstract of Tr | ue | |
|----------------------|---|--|--|---------------------|
| Total Assignments: 4 | | | | |
| | Serial #: 74074338 Registrant: INTERNATIONAL BUSINESS MACHINES CORPORAT Mark: THINK PAD | Filing Dt: 05/29/1990 | Reg #: <u>1738861</u> | Reg. Dt: 12/08/1992 |
| Assignment: 1 | | | | |
| Reel/Frame: | 3080/0149 | Recorded: 05/09/2005 | | Pages: 6 |
| Conveyance: | ASSIGNS THE ENTIRE INTEREST | | | |
| - | INTERNATIONAL BUSINESS MACHINES CORPORATION | | Exec Dt: 04/30/2005 Entity Type: CORPORATION Citizenship: NEW YORK | |
| - | IBM ASIA PRODUCTS PTE. LTD. 9 CHANGI BUSINESS PARK CENTRAL 1, SINGAPORE, SINGAPORE 486048 | | Entity Type: COMPANY Citizenship: SINGAPORE | |
| | STEVEN T. SHELTON, ESQ., CLIFFORD CHANCE 31 WEST 52ND STREET NEW YORK, NY 10019-6131 | | | |
| Assignment: 2 | | | | |
| Reel/Frame: | 3805/0456 | Recorded: 06/24/2008 | | Pages: 6 |
| | | SIGNMENT PREVIOUSLY RECORDED AT REEL 3080 FRAME 0149. THE ASSIGNOR HEREBY CONFIRMS | 5 THE ASSIGNMENT. | |
| - | INTERNATIONAL BUSINESS MACHINES CORPORATION | | Exec Dt: 04/30/2005 Entity Type: CORPORATION Citizenship: NEW YORK Entity Type: CORPORATION | |
| - | 9 CHANGI BUSINESS PARK CENTRAL 1 SINGAPORE, SINGAPORE 486048 | | Citizenship: SINGAPORE | |
| Correspondent: | FERENCE & ASSOCIATES LLC 409 BROAD STREET PITTSBURGH, PA 15143 | | | |
| Assignment: 3 | | | | |
| Reel/Frame: | | Recorded: 08/26/2005 | | Pages: 5 |
| | CHANGE OF NAME | | | |
| - | IBM PRODUCTS ASIA PTE. LTD. | | Exec Dt: 05/01/2005 Entity Type: COMPANY Citizenship: SINGAPORE Entity Type: COMPANY | |
| - | 9 CHANGI BUSINESS PARK, CENTRAL 1 SINGAPORE, SINGAPORE 486048 | | Citizenship: SINGAPORE | |
| · | STEVEN T. SHELTON 31 WEST S2ND STREET CLIFFORD CHANCE US LLP NEW YORK, NY 10019-6131 | | | |
| | STEVEN T. SHELTON 31 WEST SZNO STREET CLIFFORD CHANCE US LLP NEW YORK, IN 1015-6131 | | | |
| Assignment: 4 | | | | |
| Reel/Frame: | | Recorded: 12/08/2015 | Page | s: 44 |
| | NUNC PRO TUNC ASSIGNMENT EFFECTIVE 04/01/2013 LENOVO (SINGAPORE) PTE LTD. | | Exec Dt: 04/01/2013 Entity Type: LIMITED LIABILITY C Citizenship: SINGAPORE | IOMPANY |
| - | LENOVO PC.INTERNATIONAL 23/F, LINCOLN HOUSE, 979 KING'S ROAD QUARRY BAY, HONG KONG | | Entity Type: LIMITED LIABILITY C Citizenship: Hong Kong | IOMPANY |
| | BECKY WILLIAMS 222 W. HERCHANDISE MART PLAZA CHICAGO, IL 60654 | | | |

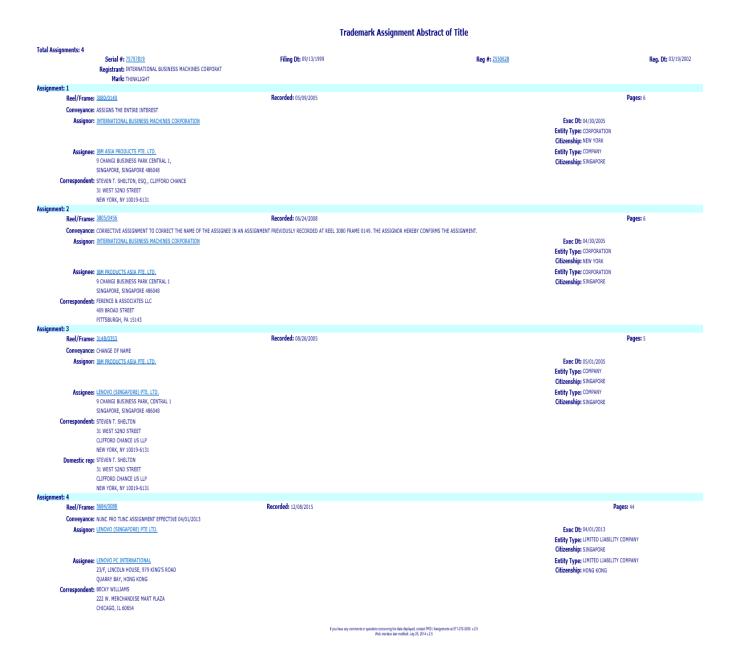
Trademark Assignment Abstract of Title

Screenshot of Trademark Assignment Abstract of Title For Reg. No. 2934258 (publicly available on uspto.gov)

Total Assignments: 3 Reg. Dt: 03/15/2005 Filing Dt: 08/26/2002 Serial #: 78975083 Reg #: 2934258 Registrant: International Business Machines Corporat Mark: THINKCENTRE Assignment: 1 Reel/Frame: 3080/0149 Recorded: 05/09/2005 Pages: 6 Conveyance: ASSIGNS THE ENTIRE INTEREST Exec Dt: 04/30/2005 Assignor: INTERNATIONAL BUSINESS MACHINES CORPORATION Entity Type: CORPORATION Citizenship: NEW YORK Entity Type: COMPANY Assignee: IBM ASIA PRODUCTS PTE. LTD. 9 CHANGI BUSINESS PARK CENTRAL 1, Citizenship: SINGAPORE SINGAPORE, SINGAPORE 486048 Correspondent: STEVEN T. SHELTON, ESQ., CLIFFORD CHANCE 31 WEST 52ND STREET NEW YORK, NY 10019-6131 Assignment: 2 Reel/Frame: 3148/0353 Recorded: 08/26/2005 Pages: 5 Conveyance: CHANGE OF NAME Assignor: IBM PRODUCTS ASIA PTE, LTD. Exec Dt: 05/01/2005 Entity Type: COMPANY Citizenship: SINGAPORE Assignee: LENOVO (SINGAPORE) PTE. LTD. Entity Type: COMPANY 9 CHANGI BUSINESS PARK, CENTRAL 1 Citizenship: SINGAPORE SINGAPORE, SINGAPORE 486048 Correspondent: STEVEN T. SHELTON 31 WEST 52ND STREET CLIFFORD CHANCE US LLP NEW YORK, NY 10019-6131 Domestic rep: STEVEN T. SHELTON 31 WEST 52ND STREET CLIFFORD CHANCE US LLP NEW YORK, NY 10019-6131 Assignment: 3 Reel/Frame: 5684/0088 Recorded: 12/08/2015 Pages: 44 Conveyance: NUNC PRO TUNC ASSIGNMENT EFFECTIVE 04/01/2013 Assignor: LENOVO (SINGAPORE) PTE LTD. Exec Dt: 04/01/2013 Entity Type: LIMITED LIABILITY COMPANY Citizenship: SINGAPORE Assignee: LENOVO PC INTERNATIONAL Entity Type: LIMITED LIABILITY COMPANY 23/F, LINCOLN HOUSE, 979 KING'S ROAD Citizenship: HONG KONG QUARRY BAY, HONG KONG Correspondent: BECKY WILLIAMS 222 W. MERCHANDISE MART PLAZA CHICAGO, IL 60654

Trademark Assignment Abstract of Title

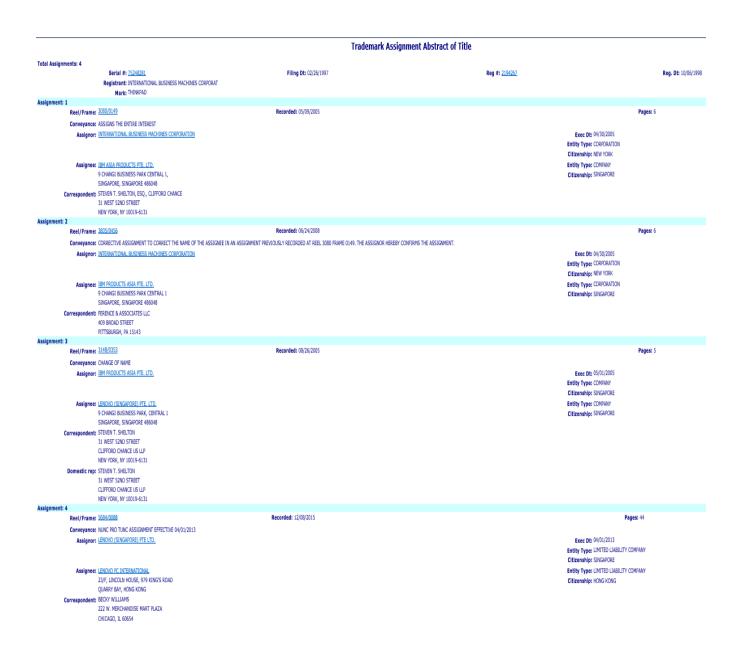
Screenshot of Trademark Assignment Abstract of Title For Reg. No. 2550628 (publicly available on uspto.gov)



Screenshot of Trademark Assignment Abstract of Title For Reg. No. 1977221 (publicly available on uspto.gov)

| | | Trademark Assignment Abstract of Title | | |
|---|---|--|---|---------------------|
| Total Assignments: 4 | Serial #1 (26 <u>256170)</u> Registrant: International Business Machines Corporat Mart: Thingad | Filing Dt 05/18/1994 | Reg #: <u>1977221</u> | Reg. Dt: 05/28/1996 |
| Assignor | 3380/01/49 ASSIDAS THE ENTIRE INTEREST INTERNATIONAL BUSINESS MACHINES CORPORATION I IBM ASIA PRODUCTS PTE LTD. 9 GOWGE BUSINESS PARK CENTRAL 1, SINGAPORE, SINGAPORE 4860/04 STEVENT 5-SHLTON, ESQ. CLIFFORD CHANCE 31 WEST SZNO STREET NEW YORK, W1 10019-6131 | Recorded: 05(9)/2005 | Pages: Exec Dt: 0/(30/2005 Entity Type: CORROATION Citizenship: New YORK Entity Type: COMPANY Citizenship: SINGAPORE | 6 |
| Reel/Frame Conveyance Assignor Assignee Correspondent | | Recorded: 06/24/2008 | Pages: Exec Dt: 0/30/2005 Entity Type: COROANTON Citizenship: NW YORK Entity Type: COROANTON Citizenship: SINGAPORE | 6 |
| Assigner Assignee Correspondent Domestic rep | 3148/0353 C VANGE OF NAME IBAY PRODUCTS ASIA PTE. LTD. 9 CONNET BUSINESS PARK, CENTRAL 1 SINGAPORE, SINGAPORE 486048 STEVENT SHILTON 31 WEST SSND STREET CUFFROR OWNEL US LIP NEW YORK, W10019-6131 31 WEST SSND STREET CUFFROR OWNEL US LIP NEW YORK, W10019-6131 | Recorded: 00/26/2005 | Pages: Entity Type: COMPANY Citizenship: SINGAPORE Entity Type: COMPANY Citizenship: SINGAPORE | 5 |
| | : 5584/0088 I NJNC PRO TUNC ASSIGNMENT EFFECTIVE 04/01/2013 I LEIROND (SINGAPORE) PTE LTD. | Recorded: 12/08/2015 | Pages: 44 Exec Dt: 04/01/2013 Entity Type: LIMITED LABILITY COMPANY Citizenship: SINGAPORE | |

Screenshot of Trademark Assignment Abstract of Title For Reg. No. 2194267 (publicly available on uspto.gov)



Screenshot of Trademark Assignment Abstract of Title For Reg. No. 3541810 (publicly available on uspto.gov)

| | Trademark Assignme | nt Abstract of Title | |
|---|-------------------------|-----------------------|------------------------------|
| Total Assignments: 1 | | | |
| Serial #: 78599717 | Filing Dt: 03/31/2005 | Reg #: <u>3541810</u> | Reg. Dt: 12/02/2008 |
| Registrant: Lenovo Group Limited | | | |
| Mark: THINKPLUS | | | |
| Assignment: 1 | | | |
| Reel/Frame: 5684/0088 | Recorded: 12/08/2015 | | Pages: 44 |
| Conveyance: NUNC PRO TUNC ASSIGNME | NT EFFECTIVE 04/01/2013 | | |
| Assignor: <u>LENOVO (SINGAPORE) PTE</u> | <u>.TD.</u> | Exec D | t: 04/01/2013 |
| | | Entity Type | e: LIMITED LIABILITY COMPANY |
| | | Citizenshi | p: SINGAPORE |
| Assignee: <u>LENOVO PC INTERNATIONA</u> | | Entity Typ | e: LIMITED LIABILITY COMPANY |
| 23/F, LINCOLN HOUSE, 979 | | | p: HONG KONG |
| QUARRY BAY, HONG KONG | | | |
| Correspondent: BECKY WILLIAMS | | | |
| 222 W. MERCHANDISE MAR | T PLAZA | | |
| CHICAGO, IL 60654 | | | |

Screenshot of Trademark Assignment Abstract of Title For Reg. No. 3800025 (publicly available on uspto.gov)

Trademark Assignment Abstract of Title

| Total Assignments: 1 Serial #: 77376883 Registrant: Lenovo (Singapore) Pte. Mark: THINKSERVER | Filing Dt: 01/21/2008 Ltd. | Reg #: <u>3800025</u> | Reg. Dt: 06/08/2010 |
|--|--------------------------------------|------------------------------|--|
| Assignment: 1 | | | |
| Reel/Frame: 5684/0088 | Recorded: 12/08/2015 | | Pages: 44 |
| Conveyance: NUNC PRO TUNC ASSIGNME | NT EFFECTIVE 04/01/2013 | | |
| Assignor: <u>LENOVO (SINGAPORE) PTE L</u> | <u>TD.</u> | | 04/01/2013 LIMITED LIABILITY COMPANY SINGAPORE |
| Assignee: <u>LENOVO PC INTERNATIONAL</u> 23/F, LINCOLN HOUSE, 979 QUARRY BAY, HONG KONG | | Entity Type: Citizenship: | LIMITED LIABILITY COMPANY Hong Kong |
| Correspondent: BECKY WILLIAMS 222 W. MERCHANDISE MART CHICAGO, IL 60654 | PLAZA | | |

Search Results as of: 01/17

Screenshot of Trademark Assignment Abstract of Title For Reg. No. 3731901 (publicly available on uspto.gov)

| | Trademark Assignme | nt Abstract of Title | |
|---|-----------------------|------------------------------|------------------------------|
| otal Assignments: 1 | | | |
| Serial #: 77288252 | Filing Dt: 09/25/2007 | Reg #: <u>3731901</u> | Reg. Dt: 12/29/2009 |
| Registrant: Lenovo (Singapore) Pte. Lto | l. | | |
| Mark: THINKSTATION | | | |
| ssignment: 1 | | | |
| Reel/Frame: 5684/0088 | Recorded: 12/08/2015 | | Pages: 44 |
| Conveyance: NUNC PRO TUNC ASSIGNMENT E | EFFECTIVE 04/01/2013 | | |
| Assignor: LENOVO (SINGAPORE) PTE LTD. | | Exec D | t: 04/01/2013 |
| - | | Entity Typ | e: LIMITED LIABILITY COMPANY |
| | | Citizenshi | p: SINGAPORE |
| Assignee: LENOVO PC INTERNATIONAL | | Entity Typ | e: LIMITED LIABILITY COMPANY |
| 23/F, LINCOLN HOUSE, 979 KIN | G'S ROAD | | p: HONG KONG |
| QUARRY BAY, HONG KONG | | | r. |
| Correspondent: BECKY WILLIAMS | | | |
| 222 W. MERCHANDISE MART PL | AZA | | |
| CHICAGO, IL 60654 | | | |

Screenshot of Trademark Assignment Abstract of Title For Reg. No. 3009301 (publicly available on uspto.gov)

| Total Assignments: | 3 | | | |
|--------------------|--|-----------------------|---|----------------------------|
| | Serial #: 78157927 Registrant: LENOVO (SINGAPORE) PTE. LTD. Mark: THINKVANTAGE | Filing Dt: 08/26/2002 | Reg #: <u>3009301</u> | Reg. Dt: 10/25/2005 |
| Assignment: 1 | | | | |
| Reel/Frame | : 3080/0149 | Recorded: 05/09/2005 | | Pages: 6 |
| | ASSIGNS THE ENTIRE INTEREST | | | |
| - | : INTERNATIONAL BUSINESS MACHINES CORPORATION | | Exec Dt: 04/30/2005 Entity Type: CORPORATION Citizenship: NEW YORK | |
| Assignee | : <u>IBM ASIA PRODUCTS PTE. LTD.</u> 9 CHANGI BUSINESS PARK CENTRAL 1, SINGAPORE, SINGAPORE 486048 | | Entity Type: COMPANY Citizenship: SINGAPORE | |
| Correspondent | :: STEVEN T. SHELTON, ESQ., CLIFFORD CHANCE 31 WEST 52ND STREET NEW YORK, NY 10019-6131 | | | |
| Assignment: 2 | | | | |
| Reel/Frame | : 3148/0353 | Recorded: 08/26/2005 | | Pages: 5 |
| Conveyance | CHANGE OF NAME | | | |
| - | IEM PRODUCTS ASIA PTE. LTD. LENOVO (SINGAPORE) PTE. LTD. | | Exec Dt: 05/01/2005 Entity Type: COMPANY Citizenship: SINGAPORE Entity Type: COMPANY | |
| | 9 CHANGI BUSINESS PARK, CENTRAL 1 SINGAPORE, SINGAPORE 486048 | | Citizenship: SINGAPORE | |
| Correspondent | :: STEVEN T. SHELTON 31 WEST 52ND STREET CLIFFORD CHANCE US LLP NEW YORK, NY 10019-6131 | | | |
| Domestic rep | IS STEVEN T. SHELTON 31 WEST 52ND STREET CLIFFORD CHANCE US LLP NEW YORK, NY 10019-6131 | | | |
| Assignment: 3 | | | _ | |
| Reel/Frame | | Recorded: 12/08/2015 | Pa | iges: 44 |
| | NUNC PRO TUNC ASSIGNMENT EFFECTIVE 04/01/2013 | | | |
| - | : LENOVO (SINGAPORE) PTE LTD. | | Exec Dt: 04/01/2013 Entity Type: LIMITED LIABI Citizenship: SINGAPORE | |
| Assignee | 1 LENOVO PC INTERNATIONAL 23/F, LINCOLN HOUSE, 979 KING'S ROAD QUARRY BAY, HONG KONG | | Entity Type: LIMITED LIABI Citizenship: Hong Kong | LITY COMPANY |
| Correspondent | :: BECKY WILLIAMS 222 W. MERCHANDISE MART PLAZA CHICAGO, IL 60654 | | | |

Trademark Assignment Abstract of Title

Screenshot of Trademark Assignment Abstract of Title For Reg. No. 2931692 (publicly available on uspto.gov)

| | | Trademark Assig | Inment Abstract of Title | |
|----------------------|--|-----------------------|--|----------------------------|
| Fotal Assignments: 3 | | | | |
| - | Serial #: 78193728 Registrant: International Business Machines Corporat Mark: THINKVISION | Filing Dt: 12/12/2002 | Reg #: <u>2931692</u> | Reg. Dt: 03/08/2005 |
| Assignment: 1 | | | | |
| Reel/Frame | 3080/0149 | Recorded: 05/09/2005 | | Pages: 6 |
| Conveyance | ASSIGNS THE ENTIRE INTEREST | | | |
| | INTERNATIONAL BUSINESS MACHINES CORPORATION | | Exec Dt: 04/30/2 Entity Type: CORPOR Citizenship: NEW YO | ATION RK |
| - | : I <u>BM ASIA PRODUCTS PTE.LTD.</u> 9 CHANGI BUSINESS PARK CENTRAL 1, SINGAPORE, SINGAPORE 486048 | | Entity Type: COMPAN Citizenship: SINGAP | |
| · | : STEVEN T. SHELTON, ESQ., CLIFFORD CHANCE 31 WEST 52ND STREET NEW YORK, NY 10019-6131 | | | |
| ssignment: 2 | | | | - |
| Reel/Frame | | Recorded: 08/26/2005 | | Pages: 5 |
| | CHANGE OF NAME | | | |
| - | : <u>IBM PRODUCTS ASIA PTE, LTD.</u> : <u>LENOVO (SINGAPORE) PTE, LTD.</u> 9 CHANGI BUSINESS PARK, CENTRAL 1 | | Exec Dt: 05/01/2 Entity Type: COMPAN Citizenship: SINGAP Entity Type: COMPAN Citizenship: SINGAP | Y DRE Y |
| | SINGAPORE, SINGAPORE 486048 | | | |
| Correspondent | : STEVEN T. SHELTON 31 WEST 52ND STREET CLIFFORD CHANCE US LLP NEW YORK, NY 10019-6131 | | | |
| Domestic rep | : STEVEN T. SHELTON 31 WEST 52ND STREET CLIFFORD CHANCE US LLP NEW YORK, NY 10019-6131 | | | |
| Assignment: 3 | | | | |
| Reel/Frame | <u>5684/0088</u> | Recorded: 12/08/2015 | | Pages: 44 |
| Conveyance | NUNC PRO TUNC ASSIGNMENT EFFECTIVE 04/01/2013 | | | |
| Assignor | LENOVO (SINGAPORE) PTE LTD. | | Exec Dt: 04/01/2 Entity Type: LIMITED Citizenship: SINGAP | LIABILITY COMPANY |
| Assignee | : <u>LENOVO PC INTERNATIONAL</u> 23/F, LINCOLN HOUSE, 979 KING'S ROAD QUARRY BAY, HONG KONG | | Entity Type: LIMITED Citizenship: HONG K | |
| Correspondent | BECKY WILLIAMS 222 W. MERCHANDISE MART PLAZA CHICAGO, IL 60654 | | | |

EXHIBIT B

Typed Drawing

| Word Mark Goods and Services | THINK PAD IC 009. US 026 038. G & S: computers, computer adapter boards, computer peripheral devices and manuals supplied therewith. FIRST USE: 19920416. FIRST USE IN COMMERCE: 19920731 |
|--|--|
| Mark Drawing Code Serial Number Filing Date Current Basis Original Filing Basis Published for Oppositio Registration Number Registration Date | IC 016. US 038. G & S. instruction manuals for use with computers, computer adapter boards and computer peripheral devices. FIRST USE: 19920416. FIRST USE IN COMMERCE: 19920731 (1) TYPED DRAWING 74074338 June 29, 1990 1A 1B |
| Owner | (REGISTRANT) INTERNATIONAL BUSINESS MACHINES CORPORATION CORPORATION NEW YORK New Orchard Road Armonk NEW YORK 10504 |
| Assignment Recorded Attorney of Record Type of Mark Register Affidavit Text Renewal Live/Dead Indicator | (LAST LISTED OWNER) LENOVO PC INTERNATIONAL LIMITED LIABILITY COMPANY HONG KONG 23/F, LINCOLN HOUSE, 979 KING'S ROAD QUARRY BAY HONG KONG ASSIGNMENT RECORDED Stanley D. Ference III TRADEMARK PRINCIPAL SECT 15. SECT 8 (6-YR). SECTION 8(10-YR) 20130613. 2ND RENEWAL 20130613 LIVE |

EXHIBIT C

| Typed | l Drawing |
|-----------------------------|--|
| Word Mark | THINKCENTRE |
| Goods and | 10:009 US 021 023 026 036 038. G & S: COMPUTER HARDWARE; COMPUTER WORKSTATIONS COMPRISING A CENTRAL PROCESSING UNIT, DISPLAY MONITOR, KEYBOARD, HARD AND FLOPPY DISKETTE DRIVES AND OPTIONAL COMPUTER PERIPHERALS; AND INSTRUCTIONAL MANUALS SOLD THEREWITH. FIRST USE: 20030613. FIRST USE IN COMMERCE: 20030613 |
| Mark Drawing Code | (1) TYPED DRAWING |
| Serial Number | 78975083 |
| Filing Date | August 26, 2002 |
| Current Basis | 1A |
| Filing Basis | 18 |
| Published for Opposition | August 26, 2003 |
| Number | 2934258 |
| Registration Date | March 15, 2005 |
| Owner | (REGISTRANT) International Business Machines Corporation CORPORATION NEW YORK New Orchard Road Armonk NEW YORK 10504 |
| | (LAST LISTED OWNER) LENOVO PC INTERNATIONAL LIMITED LIABILITY COMPANY HONG KONG 23/F. LINCOLN HOUSE. 979 KING'S ROAD QUARRY BAY HONG KONG |
| Assignment Recorded | ASSIGNMENT RECORDED |
| Attorney of Record | Stanley D. Ference III |
| Type of Mark | |
| • | PRINCIPAL |
| | SECT 8 (6-VR). SECTION 8(10-VR) 20151125. 15T RENEWAL 20151125 |
| Live/Deed | |
| Indicator | LIVE |

EXHIBIT D

THINKLIGHT

Word Mark THINKLIGHT

| word wark | IHINKLIGHT |
|--------------------------------|--|
| Goods and Services | IC 009. US 021 023 026 036 038. G & S: COMPUTER HARDWARE; COMPUTER HARDWARE, NAMELY, AN ILLUMINATION DEVICE FOR COMPUTER KEYBOARDS AND TERMINALS IN THE NATURE OF A LIGHT THAT ILLUMINATES THE COMPUTER KEYBOARD AND COMPUTER TERMINAL, AND COMPUTER MANUALS SOLD THEREWITH. FIRST USE: 19991000. FIRST USE IN COMMERCE: 19991000 |
| Mark Drawing Code | (1) TYPED DRAWING |
| Serial Number | 75797819 |
| Filing Date | September 13, 1999 |
| Current Basis | 1A |
| Original Filing Basis | 18 |
| Published for Opposition | July 25, 2000 |
| Registration Number | |
| Registration Date | March 19, 2002 |
| Owner | (REGISTRANT) INTERNATIONAL BUSINESS MACHINES CORPORATION CORPORATION NEW YORK New Orchard Road Armonk NEW YORK 10504 |
| | (LAST LISTED OWNER) LENOVO PC INTERNATIONAL LIMITED LIABILITY COMPANY HONG KONG 23/F, LINCOLN HOUSE, 979 KING'S ROAD QUARRY BAY HONG KONG |
| Assignment Recorded | ASSIGNMENT RECORDED |
| Attorney of Record | Stanley D. Ference III |
| Type of Mari | (TRADEMARK |
| Register | PRINCIPAL |
| Affidavit Text | SECT 8 (6-YR). SECTION 8(10-YR) 20120328. |
| Renewal | 1ST RENEWAL 20120328 |
| Live/Dead Indicator | LIVE |
| | |

EXHIBIT E

| Typed Dra Word Mark Goods and Services | WING THINKPAD IC 009. US 021 023 026 036 038. G & S: carrying cases for computers. FIRST USE: 19940500. FIRST USE IN COMMERCE: 19940500 |
|---|--|
| Mark Drawing Code Serial Number Filing Date Current Basis Original Filing Basis Published for Oppositio Registration Number Registration Date Owner | IC 018. US 001 002 003 022 041. G & S: all purpose carrying cases in the nature of a tote bag. FIRST USE: 19940500. FIRST USE IN COMMERCE: 19940500 (1) TYPED DRAWING 74526170 May 18, 1994 18 19 19 19 197221 May 28, 1995 (REGISTRANT) INTERNATIONAL BUSINESS MACHINES CORPORATION CORPORATION NEW YORK NEW ORCHARD ROAD ARMONK NEW YORK 10504 |
| Assignment Recorded Attorney of Record Prior Registrations Type of Mark Register Affidavit Text Renewal Live/Dead Indicator | (LAST LISTED OWNER) LENOVO PC INTERNATIONAL LIMITED LIABILITY COMPANY HONG KONG 23/F, LINCOLN HOUSE, 979 KING'S ROAD QUARRY BAY HONG KONG ASSIGNMENT RECORDED Becky A. Williams 1738861 TRADEMARK PRINCIPAL SECT 15. SECT 8 (6-YR). SECTION 8(10-YR) 20160519. 2ND RENEWAL 20160519 LIVE |

EXHIBIT F

Typed Drawing

Word Mark Goods and Services Mark Drawing Code Serial Number Filing Date Current Basis **Original Filing Basis** Published for Opposition January 20, 1998 Registration Number 2194267 Registration Date Owner

Prior Registrations Type of Mark

Register Affidavit Text Renewal

THINKPAD IC 025. US 022 039. G & S: sweatshirts, polo shirts, T-shirts, jackets, shirts, clothing caps, visers. FIRST USE: 19970127. FIRST USE IN COMMERCE: 19970130 (1) TYPED DRAWING 75248281 February 26, 1997 1A 1B October 6, 1998 (REGISTRANT) INTERNATIONAL BUSINESS MACHINES CORPORATION CORPORATION NEW YORK New Orchard Road Armonk NEW YORK 10504 (LAST LISTED OWNER) LENOVO PC INTERNATIONAL LIMITED LIABILITY COMPANY HONG KONG 23/F, LINCOLN HOUSE, 979 KING'S ROAD QUARRY BAY HONG KONG ASSIGNMENT RECORDED Assignment Recorded Stanley D. Ference III 1977221 TRADEMARK Attorney of Record PRINCIPAL SECT 15. SECT 8 (6-YR). SECTION 8(10-YR) 20090511. 1ST RENEWAL 20090511 Live/Dead Indicator LIVE

EXHIBIT G

THINKPLUS

Word Mark Goods and Services

THINKPLUS IC 009. US 021 023 026 036 038. G & S: COMPUTER PERIPHERALS. FIRST USE: 20050331. FIRST USE IN COMMERCE: 20050331

(CANCELLED) IC 035. US 100 101 102. G & S: [OUTSOURCING IN THE FIELD OF COMPUTER SOFTWARE AND HARDWARE AND INFORMATION TECHNOLOGY]. FIRST USE: 20050331. FIRST USE IN COMMERCE: 20050331 IC 037. US 100 103 106. G & S: REPAIR AND MAINTENANCE OF COMPUTER HARDWARE AND PROVIDING AND PERFORMING WARRANTY REPAIR AND MAINTENANCE OF COMPUTER HARDWARE UNDER WARRANTY CONTRACTS. FIRST USE: 20050331. FIRST USE IN COMMERCE: 20050331

IC 042. US 100 101. G & S: COMPUTER SYSTEM ANALYSIS; REPAIR AND MAINTENANCE OF COMPUTER SOFTWARE: DATA ENCRYPTION SERVICES; PROVIDING AND PERFORMING WARRANTY SERVICE AND SUPPORT CONTRACTS ON COMPUTER SOFTWARE; CONSULATION IN THE FIELD OF COMPUTER SECURITY. FIRST USE; 20050331, FIRST USE IN COMMERCE: 20050331

| | CONTRACTS ON COMPUTER SOFTWARE; CONSULATION IN THE FIELD OF COMPUTER SECURITY, FIRST USE; 20050331, FIRST USE IN COMMERCE; 20050331 |
|-----------------------------------|---|
| Standard Characters Claimed | |
| Mark Drawing Code | (4) STANDARD CHARACTER MARK |
| Serial Number | 78599717 |
| Filing Date | March 31, 2005 |
| Current Basis | 1A |
| Original Filing Basis | 18 |
| Published for Opposition | December 25, 2007 |
| Change In Registration | CHANGE IN REGISTRATION HAS OCCURRED |
| Registration Number | 3541810 |
| Registration Date | December 2, 2008 |
| Owner | (REGISTRANT) Lenovo Group Limited CORPORATION CHINA No. 6, Chuangye Road Shangdi Informatio Beijing CHINA 100085 |
| | (LAST LISTED OWNER) LENOVO PC INTERNATIONAL LIMITED LIABILITY COMPANY HONG KONG 23/F, LINCOLN HOUSE, 979 KING'S ROAD QUARRY BAY HONG KONG |
| Assignment Recorded | ASSIGNMENT RECORDED |
| Attorney of Record | STANLEY D. FERENCE III |
| Type of Mark | TRADEMARK. SERVICE MARK |
| Register | PRINCIPAL |
| Affidavit Text | SECT 15. PARTIAL SECT 8 (6-YR). |
| Live/Dead Indicator | LIVE |
| | |

EXHIBIT H

THINKSERVER

 Word Man Service
 THINKSERVER (2009 USQ 1028 026 038 038.6 S. Computers, namely, computer software, namely, application system software for use in controlling the operation and execution of programs and network functions on a computer software for use in controlling and instruction machine reactable media, namely, CDS, DVDS and downloadable files relating to computer servers and associated computer programs. FIRST USE 12000930 FIRST USE 1000

 Standarder Scharder Scharde

EXHIBIT I

THINKSTATION

 Work Mar.
 HINKSTATION

 Seventian
 In HINKSTATION

 Seventian
 In HINKSTATION

 Close US 021 023 026 036 036. A S. S. Computers computer processing unit, display monifor, keyboard, and optical perpherab and computers, documentation and instruction marking computers on computer programs. FIRST USE: 2008/17. FIRST USE IN COMMERCE: 2008/17.

 Close US 02 02 02 02 03 02 03 02 03 02 03 03 03 03 03 03. A S. Printed use: and relating to computer programs. FIRST USE: 2008/17. FIRST USE IN COMMERCE: 2008/17.

 Strand
 FIRST USE: 2008/017. FIRST USE: NCOMMERCE: 2008/17.

 FIRST USE: 2008/017. FIRST USE: NCOMMERCE: 2008/017.
 FIRST USE: 2008/017.

 Strand
 FIRST USE: 2008/017.

 FIRST USE: 2008/017.
 FIRST USE: 2008/01.

 <

EXHIBIT J

| Typec Word Mark Goods and Services | THINKVANTAGE IC 009. US 021 025 026 036 038. G & S: COMPUTER HARDWARE; COMPUTER SOFTWARE FOR USE AS A COMPUTER OPERATING SYSTEM; [COMPUTER WORKSTATIONS COMPRISING CENTRAL PROCESSING UNIT, DISPLAY MONTOR, KEYBOARD, HARD AND FLOPPY DISKETTE DRIVES AND OPTIONAL COMPUTER PERIPHERALS; J AND INSTRUCTION MANUALS SOLD AS A UNIT THEREWITH. FIRST USE; 20021100: FIRST USE IN COMMERCE: 20040200 |
|---|--|
| Mark Drawing Code | (CANCELLED) IC 016. US 002 005 022 029 029 037 038 050. G & S: [PRINTED MATTER AND PRINTED MATERIALS, namely, MAGAZINES, PERIODICALS, NEWSPAPERS, BOOKS, BROCHURES, INSTRUCTIONAL, EDUCATIONAL AND TEACHING MATERIAL DIRECTED TO USERS OF COMPUTER HARDWARE AND SOFTWARE FOR COMPUTER WORKSTATIONS]. FIRST USE: 20021100. FIRST USE IN COMMERCE: 20040200 (1) TYPED DRAWING |
| Serial Number Filing Date Current | 78157927 August 26, 2002 1A |
| Basis Original Filing Basis Published fo Opposition | 1B November 18, 2003 |
| Change In Registration Registration Number | CHANGE IN REGISTRATION HAS OCCURRED 3009301 |
| Registration Date Owner | October 25, 2005 (REGISTRANT) LENOVO (SINGAPORE) PTE. LTD. COMPANY SINGAPORE 9 Changi Business Park, Central 1 Singapore SINGAPORE 486048 (LAST LISTED OWNER) LENOVO PC INTERNATIONAL LIMITED LIABILITY COMPANY HONG KONG 23/F, LINCOLN HOUSE, 979 KING'S ROAD QUARRY BAY HONG KONG |
| Assignment Recorded Attorney of Record | ASSIGNMENT RECORDED Becky A. Williams |
| Register Affidavit Text | 0336869.2633094 TRADEMARK PRINCIPAL SECT 6 (6-YR). PARTIAL SECTION 8(10-YR) 20151201. 15T RENEWAL 20151201 |
| Renewal Live/Dead Indicator | IST RENEWAL 2015/201 |

EXHIBIT K

Typed Drawing

| Goods and Services | 1 CO00 US 021 023 026 036 038. G & S: COMPUTER HARDWARE; COMPUTER MONITORS; VIDEO PROJECTORS; DATA PROJECTORS; DATAVIDEO PROJECTORS; HAND HELD VIDEO/DATA PROJECTORS; AND INSTRUCTION MANUALS SOLD AS A UNIT THEREWITH. FIRST USE: 20030500. FIRST USE IN COMMERCE; 20030500 |
|---|--|
| | IC 016 US 402 095 022 032 037 038 046. 0.8 S: PRINTED MATTER, NAMELY, BOOKS, BROCHURES, MAGAZINES, INSTRUCTIONAL MANUALS, WRITTEN PRESENTATIONS AND TEACHING MATERIALS, ALL IN THE FIELD OF COMPUTERS. FIRST USE: 0(1) TYPED DRAWING 78193728 Docember 12, 2002 18 February 10, 2004 2931802 2931802 March 8, 2005 |
| Owner | (REGISTRANT) International Business Machines Corporation CORPORATION NEW YORK New Orchard Road Armonk NEW YORK 10504 |
| Assignment Recorded Attorney of Record Prior Registrations Type of Mark Register Affidavit Text Renewal | (LAST LISTED OWNER) LENOVO PC INTERNATIONAL LIMITED LIABILITY COMPANY HONG KONG 23/F, LINCOLN HOUSE, 979 KING'S ROAD QUARRY BAY HONG KONG ASSIGNMENT RECORDED Stanley D. Fanote III 9338869 FRADEMARK PRINCIPAL SECT 8 (6-YR). SECTION 8 (10-YR) 20150902. 157 RENEWAL 20150902 LIVE |

EXHIBIT L

THINKSYSTEM

Word Mark THINKSYSTEM

 Word Mark
 THINKSYSTEM

 Goods and Services
 IC 009. US 021 023 026 036 038. G & S: Computer servers; computer storage apparatus; Data storage systems and accessories, namely, electronic information storage server systems for use in enterprise storage applications, network storage, network attached storage and storage area networks, consisting of computer hardware, computer peripherals, and operating system software; network interface modules for servers, switch modules, transceivers and computer accessories; computer switches that enable enhanced input/output (I/O) for an entire rack of computer servers; computer switches consisting of hardware and software and capable of facilitating or enabling virtual computers through software or hardware design; electronic connectors, couplers, wires, cables, chargers, docks, docking stations, interfaces and adapters for use with all the aforesaid goods; transceivers; racks for servers; mounting racks for computer hardware and capable of facilitating or computer network users and global computer networks; computer software and related installation kits; ethernet switches; computer communications software for connecting computer network; computer software for use in database management; computer software development tools; computer software for connecting computer network; computer software for the management, control and networking of servers; software for use with computer servers, data storage devices and computer memory devices; operating systems software for telecommunication; computer software for systems administerio, software for managing the network configurations networks; including the interd, intranets, extranets, mobile communication ad abaliting environment; software for telecommunication with al local or global form for use with and sold as a unit with all the aforementioned goods. FIRST USE: 20170700. FIRST USE IN COMMERCE: 20170700

| Standard Characters Claimed | |
|---|---|
| Mark Drawing Code | (4) STANDARD CHARACTER MARK |
| Serial Number | 87141752 |
| Filing Date | August 17, 2016 |
| Current Basis | 1A |
| Original Filing Basis | 1B |
| Published for Opposition | October 24, 2017 |
| Registration Number | 5503764 |
| International Registration Number | |
| Registration Date | June 26, 2018 |
| Owner | (REGISTRANT) Lenovo (Singapore) PTE LTD. Company SINGAPORE 151 Lorong Chuan #02-01 New Tech Park SINGAPORE 556741 |
| Attorney of Record | Becky A. Williams |
| Type of Mark | TRADEMARK |
| Register | PRINCIPAL |
| Live/Dead Indicator | LIVE |

EXHIBIT M

THINKAGILE

| Word Mark | THINKAGILE |
|---|--|
| Services | IC 1095 US2 102 102 102 05 058 036 6 & S. Computer storage apaparatis, namely, estoralis charge and backup of electronic data either locally or via a telecommunications retrievs. Data storage as systems more systems for use interprint storage and transporter systems for use in the software of transporter systems for use in the software interprint storage systems for use in the software system for use in the software interprint storage and transporter systems for use in the software system for use in the software interprint system for use in the software system for use in the software system for use in the software interprint system for use in the software interprint system for use in the software system for use in the software system for use in the software interprint system for use in the software interprint system for use interprint system for use in the software system for use in the software of transporter system for use in the software interprint system for use in the soft |
| Standard Characters Claimed | |
| Mark Drawing Code | (4) STANDARD CHARACTER MARK |
| Serial Number | 87352286 |
| Filing Date | February 28, 2017 |
| Current Basis | 14 |
| Filing Basis | 18 |
| Published | Sectomber 4 2018 |
| Opposition | |
| Registration Number | 58533 |
| International Registration Number | |
| Registration Date | September 17, 2019 |
| Owner | (REGISTRANT) Lenovo (Singapore) Pte Ltd. Company SINGAPORE 151 Lorong Chuan #02-01 New Tech Park SINGAPORE 556741 |
| Attorney of Record | Bedy A Williams |
| Type of Mark | TRADEMARK |
| | PRINCIPAL |
| Live/Dead Indicator | LIVE |

EXHIBIT N

| | NETVIED FREE FORM BROWN OVEr SEARCH OF BOTTON HELP FILEVLIST CURRLIST NEXT LIST FILES FOR PREV DOC NEXT DOC LAST DOC LAST DOC UNIT WHEN YOU are done to release system resources allocated for you. |
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| Start List At: | OR Jump to record: Record 2 out of 2 |
| TSDR ASSIGN | Status TTAB Status (Use the "Back" button of the Internet Browser to return to TESS) |
| TE | INK LANDS |
| Word Mark Goods and Services | THINK LANDS IC 003, US 001 004 006 050 051 052, G & S; Cosmetics; cosmetic preparations for skin care and skin treatment; teeth whitening strips; perfumes |
| doodo ana corricto | C 005. US 006 018 044 046 051 052. G & S. Medicine for dental purpose, namely, treatment of dental infections, pharmaceutical preparation for skin care; diagnostic preparations for medical purpose, dental composite materials |
| | IC 009. US 021 002 006 00 Hor Contractions of the measuring system, measuring and hardness testing machines and instruments, computer hardware for telecommunications; electronic control system for machines; photographic projectors; instruments for detecting electronagenetic waves; individual X-ray apparatus |
| Mark Drawing Code Design Search Code | IC 010, US 026 039 044, G & S. Photolherapeutic apparatus for medical purposes; medical x-ray apparatus; laser measuring system for medical purposes; surgical apparatus and instruments; infusion apparatus for therapeutic purposes; hijection needles for medical use; syringes for injections; dental syringes (3) DESIGN PLUS WORDS, LETTERS, AND/OR NUMBERS 26 01 21 - Oricles that are totally or partially shaded 26 17 25 - Other lines, bands or bars |
| Serial Number | 27 03.01 - Geometric figures forming letters, numerals or punctuation 79257794 |
| Filing Date | January 11, 2019 |
| Current Basis | 66A |
| Original Filing Basis | 66A |
| Published for Opposition | December 17, 2019 |
| International Registration Number | 1464389 |
| Owner | (APPLICANT) Think-Lands Co., Ltd. JOINT STOCK COMPANY JAPAN 75-1, Ono-cho, Tsurumi-ku, Yokohama-city Kanagawa 230-0046 JAPAN |
| Attorney of Record | Leigh Ann Lindquist |
| Description of Mark | The colors teal, blue, and orange are claimed as a feature of the mark. The mark consists of the literal element "THINK LANDS" where "TH NK" and "LANDS" are in teal font and the letter "I" in "THINK" is in blue is formed with the inclusion of a shade blue and orange sphere at the base. |
| Type of Mark | TRADEMARK |
| Register | PRINCIPAL |
| Live/Dead Indicator | LIVE |

EXHIBIT M

1464389- THINK LANDS

Full details / English

Current Status

- 180 Expected expiration date of the registration/renewal 11.01.2029
- 151 Date of the registration 11.01.2019
- 270 Language of the application English
- 732 Name and address of the holder of the registration Think-Lands Co., Ltd. 75-1, Ono-cho, Tsurumi-ku, Yokohama-city Kanagawa 230-0046 (JP)
- 811 Contracting State of which the holder is a national JP
- 842 Legal nature of the holder (legal entity) and State, and, where applicable, territory within that State where the legal entity is organized

kabushikigaisha, Japan

740 Name and address of the representative

YOSHIDA Misako c/o R&B Patent Firm, Shiodome-First 801, 9-6, Higashi-Shinbashi-2-chome, Minato-ku Tokyo 105-0021 (JP)

540 Mark

JK LANDS

- 531 International Classification of the Figurative Elements of Marks (Vienna Classification) VCL(7) 26.15.01; 27.05.01; 27.05.08; 27.05.09; 27.05.10; 29.01.13
- 511 International Classification of Goods and Services for the Purposes of the Registration of Marks (Nice Classification) - NCL(11-2019)
 - 03 Cosmetics; cosmetic preparations for skin care and skin treatment; teeth cleaning lotions; perfumes.
 - 05 Medicine for human purpose; medicine for dental purpose; pharmaceutical preparation for skin care; diagnostic preparations for medical purpose; dental composite materials.
 - 09 Optical apparatus and instruments; laser measuring system; measuring or testing machines and instruments; telecommunication devices and apparatus; electronic components; laboratory apparatus and instruments; photographic equipment; photographic projectors; instruments for detecting electromagnetic waves; industrial X-ray apparatus.

- 10 Medical apparatus and instruments; diagnostic apparatus for medical purposes; medical X-ray apparatus; laser measuring system for medical purposes; surgical apparatus and instruments; infusion apparatus for therapeutic purposes; injection needles for medical use; syringes for injections; dental apparatus; dental syringes.
- 822 Basic registration

JP, 05.10.2018, 6086903

- 832 Designation(s) under the Madrid Protocol CN - EM - US
- 527 Indications regarding use requirements