

ESTTA Tracking number: **ESTTA1071371**

Filing date: **07/29/2020**

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	Cybereason Inc.
Granted to Date of previous extension	07/29/2020
Address	200 CLARENDON STREET, 21ST FLOOR BOSTON, MA 02116 UNITED STATES
Attorney information	JOSHUA M. DALTON, ESQ. MORGAN, LEWIS & BOCKIUS LLP ONE FEDERAL STREET BOSTON, MA 02110 UNITED STATES Primary Email: trademarks@morganlewis.com Secondary Email(s): josh.dalton@morganlewis.com, amelia.pennington@morganlewis.com, rachelle.dubow@morganlewis.com 617.951.8284
Docket Number	119486-0001

**Applicant Information**

Application No.	88176954	Publication date	03/31/2020
Opposition Filing Date	07/29/2020	Opposition Period Ends	07/29/2020
Applicant	Knogin Inc. 6501 CONGRESS AVE. BOCA RATON, FL 33487 UNITED STATES		

**Goods/Services Affected by Opposition**

<p>Class 042. First Use: 0 First Use In Commerce: 0 All goods and services in the class are opposed, namely: Security analytics as a service, namely, computer security threat analysis for protecting data; cyber security services, namely, providing computer security information and orchestrating computer security by restricting unauthorized access to hard drives, computer servers, computer networks, websites; cyber security consultancy and advisory services, namely, computer security consultancy; computer defense, namely, monitoring of computer network systems for unauthorized access and notification of related events and alerts; cyber security protection, namely, providing computer security consultation on defensive and offensive techniques, approaches, and strategies that users may adopt to secure computer systems; protection from data loss and protection from data leaks, namely, detecting and alerting for anomalous behavior; analytics as a service, namely, providing computer security information and orchestrating computer security by restricting unauthorized access to hard drives, computer servers, computer networks, websites</p>
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## 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.	5048399	Application Date	01/04/2016
Registration Date	09/27/2016	Foreign Priority Date	NONE
Word Mark	CYBEREASON		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 042. First use: First Use: 2014/07/00 First Use In Commerce: 2014/07/00 Software as a service (saas) services featuring software for detecting, and protecting against, cyber-attacks; Softwareas a service (saas) services for managing computer security and endpoint security		

U.S. Application No.	87704594	Application Date	12/01/2017
Registration Date	NONE	Foreign Priority Date	NONE
Word Mark	CYBEREASON		
Design Mark			
Description of Mark	NONE		
Goods/Services	<p>Class 009. First use: First Use: 2014/02/14 First Use In Commerce: 2014/02/14 Computer software for use in threat prevention, detection, investigation, response, remediation and analysis for computers, computer systems, servers, computernetworks, endpoints, mobile devices, and internet of things (IoT) enabled devices; computer software for preventing viruses and unauthorized access to computers, computer systems, servers, computer networks, endpoints, mobile devices, and internet of things (IoT) enabled devices; computer software for managing computer network endpoint security and predicting and monitoring security threats to computer networks; computer software for preventing unauthorized access to computers and computer networks</p> <p>Class 041. First use: First Use: 2015/03/04 First Use In Commerce: 2015/03/04 Conducting seminars and conferences in the field of cyber security; educationalservices, namely, providing educationalspeakers in the field of cyber security</p> <p>Class 042. First use: First Use: 2014/02/14 First Use In Commerce: 2014/02/14 Software as a service (SAAS) services featuring software for detecting, and protecting against, cyber-attacks; Softwareas a service (SAAS) services for managing computer security and endpoint security; computer security services in the nature of monitoring, analysis and reporting, and threat hunting for protecting data and information from unauthorized access; computer security threat analysis for protecting data; computer security consultancy; Computer security consultancy, namely, in person consultation in the field of cybersecurity and on the implementation and ongoing use of cybersecurity software; software as a service (SAAS)services for use in threat prevention, detection, investigation, response, remediation and analysis for computers, computer systems, servers, computer networks, endpoints, mobile devices, and internet of things (IoT) enabled devices; software as a service (SAAS) services for preventing viruses and</p>		

	unauthorized access to computers, computer systems, servers, computer networks, endpoints, mobile devices, and internet of things (IoT) enabled devices; software as a service (SAAS) services for predicting and monitoring security threats to computer networks; software as a service (SAAS) services for preventing unauthorized access to computers and computer networks; software as a service (SAAS) services for data analytics
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U.S. Application No.	87704590	Application Date	12/01/2017
Registration Date	NONE	Foreign Priority Date	NONE
Word Mark	CYBEREASON PROTECT		
Design Mark			
Description of Mark	NONE		
Goods/Services	<p>Class 009. First use: First Use: 0 First Use In Commerce: 0  Computer software for use in threat prevention, detection, investigation, response, remediation and analysis for computers, computer systems, servers, computer networks, endpoints, mobile devices, and internet of things (IoT) enabled devices; computer software for preventing viruses and unauthorized access to computers, computer systems, servers, computer networks, endpoints, mobile devices, and internet of things (IoT) enabled devices; computer software for managing computer network endpoint security and predicting and monitoring security threats to computer networks; computer software for preventing unauthorized access to computers and computer networks</p> <p>Class 041. First use: First Use: 0 First Use In Commerce: 0  Conducting seminars and conferences in the field of cyber security; educational services, namely, providing educational speakers in the field of cyber security</p> <p>Class 042. First use: First Use: 0 First Use In Commerce: 0  Software as a service (SAAS) services featuring software for detecting, and protecting against, cyber-attacks; Software as a service (SAAS) services for managing computer security and endpoint security; computer security services in the nature of monitoring, analysis and reporting, and threat hunting for protecting data and information from unauthorized access; computer security threat analysis for protecting data; computer security consultancy; Computer security consultancy, namely, in person consultation in the field of cybersecurity and on the implementation and ongoing use of cybersecurity software; software as a service (SAAS) services for use in threat prevention, detection, investigation, response, remediation and analysis for computers, computer systems, servers, computer networks, endpoints, mobile devices, and internet of things (IoT) enabled devices; software as a service (SAAS) services for preventing viruses and unauthorized access to computers, computer systems, servers, computer networks, endpoints, mobile devices, and internet of things (IoT) enabled devices; software as a service (SAAS) services for predicting and monitoring security threats to computer networks; software as a service (SAAS) services for preventing unauthorized access to computers and computer networks; software as a service (SAAS) services for data analytics</p>		

Attachments	Cybereason Notice of Opp.pdf(721894 bytes )
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Signature	/Joshua M. Dalton/
Name	Joshua M. Dalton, ESQ.
Date	07/29/2020



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

CYBEREASON, INC.,

Opposer,

v.

KNOGIN INC.,

Applicant.

In re Application Serial No. 88/176,954

Mark: CYBEREASY

Opposition No. \_\_\_\_\_

**NOTICE OF OPPOSITION**

Opposer Cybereason, Inc. (“Opposer”), by and through its counsel, hereby files this Notice of Opposition against Knogin Inc. (“Applicant”). Opposer believes that it will be damaged by registration of the mark CYBEREASY (“Applicant’s Mark”), applied for in connection with:

“Security analytics as a service, namely, computer security threat analysis for protecting data; cyber security services, namely, providing computer security information and orchestrating computer security by restricting unauthorized access to hard drives, computer servers, computer networks, websites; cyber security consultancy and advisory services, namely, computer security consultancy; computer defense, namely, monitoring of computer network systems for unauthorized access and notification of related events and alerts; cyber security protection, namely, providing computer security consultation on defensive and offensive techniques, approaches, and strategies that users may adopt to secure computer systems; protection from data loss and protection from data leaks, namely, detecting and alerting for anomalous behavior; analytics as a service, namely, providing computer security information and orchestrating computer security by restricting unauthorized access to hard drives, computer servers, computer networks, websites” in International Class 42;

as shown in Application Serial No. 88/176,954 (the “Application”), and hereby opposes the registration of Applicant’s Mark pursuant to Section 13(a) of the Trademark Act of 1946, as amended (the “Lanham Act”), 15 U.S.C. § 1063(a).

As grounds for the opposition, Opposer alleges that:

1. Opposer is a corporation organized under the laws of Delaware with its principal place of business located at 200 Clarendon Street, 21st Floor, Boston, MA 02116.

2. Opposer is a leader in endpoint protection and offers one of the most powerful cybersecurity analytics platforms. Opposer has used its CYBEREASON mark in commerce in connection with its products and services continuously since 2014.

3. In addition to Opposer’s extensive common law rights in Opposer’s CYBEREASON mark, Opposer owns U.S. federal trademark registrations and applications (collectively the “CYBEREASON Marks”), for CYBEREASON formative marks, specifically:

Mark	Goods	First Use Date
CYBEREASON (U.S. Reg. 5,048,399)	<b>International Class 42:</b> Software as a service (saas) services featuring software for detecting, and protecting against, cyber-attacks; Software as a service (saas) services for managing computer security and endpoint security	07/2014
CYBEREASON (U.S. App. 87/704,594)	<b>International Class 09:</b> Computer software for use in threat prevention, detection, investigation, response, remediation and analysis for computers, computer systems, servers, computer networks, endpoints, mobile devices, and internet of things (IoT) enabled devices; computer software for preventing viruses and unauthorized access to computers, computer systems, servers, computer networks, endpoints, mobile devices, and internet of things (IoT) enabled devices; computer software for managing computer network endpoint security and predicting and monitoring security threats to computer networks; computer software for preventing unauthorized access to computers and computer networks  <b>International Class 41:</b> Conducting seminars and conferences in the field of cyber security; educational services, namely, providing educational speakers in the field of cyber security  <b>International Class 42:</b> Software as a service (SAAS) services featuring software for detecting, and protecting against, cyber-attacks; Software as a service (SAAS) services for managing computer security and endpoint security; computer security services in the nature of monitoring, analysis and reporting, and threat hunting for protecting data and information from unauthorized access; computer security threat analysis for protecting data; computer security consultancy; Computer security consultancy, namely, in person consultation in the	ITU Filing Date  12/2017  12/2017  12/2017

	<p>field of cybersecurity and on the implementation and ongoing use of cybersecurity software; software as a service (SAAS) services for use in threat prevention, detection, investigation, response, remediation and analysis for computers, computer systems, servers, computer networks, endpoints, mobile devices, and internet of things (IoT) enabled devices; software as a service (SAAS) services for preventing viruses and unauthorized access to computers, computer systems, servers, computer networks, endpoints, mobile devices, and internet of things (IoT) enabled devices; software as a service (SAAS) services for predicting and monitoring security threats to computer networks; software as a service (SAAS) services for preventing unauthorized access to computers and computer networks; software as a service (SAAS) services for data analytics</p>	
<p>CYBEREASON PROTECT</p> <p>(U.S. App. 87/704,590)</p>	<p><b>International Class 09:</b> Computer software for use in threat prevention, detection, investigation, response, remediation and analysis for computers, computer systems, servers, computer networks, endpoints, mobile devices, and internet of things (IoT) enabled devices; computer software for preventing viruses and unauthorized access to computers, computer systems, servers, computer networks, endpoints, mobile devices, and internet of things (IoT) enabled devices; computer software for managing computer network endpoint security and predicting and monitoring security threats to computer networks; computer software for preventing unauthorized access to computers and computer networks</p> <p><b>International Class 41:</b> Conducting seminars and conferences in the field of cyber security; educational services, namely, providing educational speakers in the field of cyber security</p> <p><b>International Class 42:</b> Software as a service (SAAS) services featuring software for detecting, and protecting against, cyber-attacks; Software as a service (SAAS) services for managing computer security and endpoint security; computer security services in the nature of monitoring, analysis and reporting, and threat hunting for protecting data and information from unauthorized access; computer security threat analysis for protecting data; computer security consultancy; Computer security consultancy, namely, in person consultation in the field of cybersecurity and on the implementation and ongoing use of cybersecurity software; software as a service (SAAS) services for use in threat prevention, detection, investigation, response, remediation and analysis for computers, computer systems, servers, computer networks, endpoints, mobile devices, and internet of things (IoT) enabled devices; software as a service (SAAS) services for preventing viruses and unauthorized access to computers, computer systems, servers, computer networks, endpoints, mobile devices, and internet of things (IoT) enabled devices; software as a service (SAAS) services for predicting and monitoring security threats to computer networks; software as a service (SAAS) services for preventing unauthorized access to computers and computer networks; software as a service (SAAS) services for data analytics</p>	<p>ITU Filing Date</p> <p>12/2017</p> <p>12/2017</p> <p>12/2017</p>

Copies of the certificates of registration and electronic status records for these registrations and applications are attached hereto as Exhibit A.

4. During its longstanding, continuous use of the CYBEREASON Marks, Opposer has expended considerable time, effort and money in advertising and promoting its products and services, including the following offerings which are currently offered globally: endpoint detection and response, next generation antivirus, incident response, mobile threat protection, security analytics, threat analysis, cyber security consultancy and advisory services, threat investigation and remediation, and providing solutions for detecting and alerting for anomalous behavior.

5. As a result of these efforts, Opposer has developed substantial goodwill in its CYBEREASON Marks.

6. Upon information and belief, Applicant is a corporation located in Florida and organized under the laws of Delaware.

7. Applicant seeks to register the CYBEREASY mark in connection with:

“Security analytics as a service, namely, computer security threat analysis for protecting data; cyber security services, namely, providing computer security information and orchestrating computer security by restricting unauthorized access to hard drives, computer servers, computer networks, websites; cyber security consultancy and advisory services, namely, computer security consultancy; computer defense, namely, monitoring of computer network systems for unauthorized access and notification of related events and alerts; cyber security protection, namely, providing computer security consultation on defensive and offensive techniques, approaches, and strategies that users may adopt to secure computer systems; protection from data loss and protection from data leaks, namely, detecting and alerting for anomalous behavior; analytics as a service, namely, providing computer security information and orchestrating computer security by restricting unauthorized access to hard drives, computer servers, computer networks, websites” in International Class 42.

8. Applicant filed the Application on October 31, 2018, long after Opposer commenced use of and established rights in Opposer’s CYBEREASON Marks in the United States.



9. Applicant's Mark was published for opposition in the *Official Gazette* on March 31, 2020.

10. Opposer's rights in and to Opposer's CYBEREASON Marks are superior to those of Applicant.

11. Applicant's application for and any use of Applicant's Mark are without the consent, authorization, or license of Opposer.

12. Applicant's Mark is confusingly similar in appearance, sound, and commercial impression to Opposer's CYBEREASON Marks, in particular because the marks differ only by two letters (consumers can easily confuse "-Y" and "-ON" given the similarity in look and sound) and both marks utilize the distinctive "REAS" following "CYBER."

13. The services covered by the Application are closely related to and/or overlap with, and are likely to be perceived as closely related to and/or overlapping with, the goods and services with which Opposer uses and has used, and has applied to register, Opposer's CYBEREASON Marks in the United States.

14. Upon information and belief, the goods and services sold in connection with Opposer's CYBEREASON Marks and the services set forth in the Application are intended to be directed to identical or similar classes of purchasers and to be distributed through the same or similar channels of trade in the United States.

15. Opposer will be damaged by the registration sought by Applicant because Applicant's Mark so resembles Opposer's CYBEREASON Marks as to be likely, when used on or in connection with the services identified in the Application, to cause confusion, mistake or to deceive consumers, with consequent injury to Opposer and to the public, in violation of Section 2(d) of the Lanham Act, 15 U.S.C. § 1052(d).

WHEREFORE, Opposer believes it will be damaged by registration of Applicant's Mark shown in Application Serial No. 88/176,954 and respectfully requests that the registration sought by Applicant be refused.

Dated: July 29, 2020

Respectfully submitted,

By: */s/ Joshua M. Dalton*

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Joshua M. Dalton  
Rachelle A. Dubow  
Morgan Lewis & Bockius LLP  
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Boston, MA 02110  
Tel: 617-341-8939  
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Attorneys for Cybereason, Inc.

# EXHIBIT A

# United States of America

United States Patent and Trademark Office

## CYBEREASON

**Reg. No. 5,048,399**

**Registered Sep. 27, 2016**

**Int. Cl.: 42**

**Service Mark**

**Principal Register**

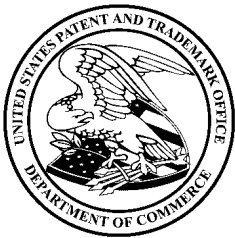
Cybereason Inc. (DELAWARE CORPORATION)  
222 Berkeley Street, 13th Floor  
Boston, MA 02116

CLASS 42: Software as a service (saas) services featuring software for detecting, and protecting against, cyber-attacks; Software as a service (saas) services for managing computer security and endpoint security

FIRST USE 7-00-2014; IN COMMERCE 7-00-2014

THE MARK CONSISTS OF STANDARD CHARACTERS WITHOUT CLAIM TO ANY PARTICULAR FONT STYLE, SIZE OR COLOR

SER. NO. 86-864,404, FILED 01-04-2016  
ROSELL HERRERA-MARCUS, EXAMINING ATTORNEY



*Michelle K. Lee*

Director of the United States  
Patent and Trademark Office

**REQUIREMENTS TO MAINTAIN YOUR FEDERAL TRADEMARK REGISTRATION**

**WARNING: YOUR REGISTRATION WILL BE CANCELLED IF YOU DO NOT FILE THE DOCUMENTS BELOW DURING THE SPECIFIED TIME PERIODS.**

**Requirements in the First Ten Years\***

**What and When to File:**

- **First Filing Deadline:** You must file a Declaration of Use (or Excusable Nonuse) between the 5th and 6th years after the registration date. See 15 U.S.C. §§1058, 1141k. If the declaration is accepted, the registration will continue in force for the remainder of the ten-year period, calculated from the registration date, unless cancelled by an order of the Commissioner for Trademarks or a federal court.
- **Second Filing Deadline:** You must file a Declaration of Use (or Excusable Nonuse) and an Application for Renewal between the 9th and 10th years after the registration date.\* See 15 U.S.C. §1059.

**Requirements in Successive Ten-Year Periods\***

**What and When to File:**

- You must file a Declaration of Use (or Excusable Nonuse) and an Application for Renewal between every 9th and 10th-year period, calculated from the registration date.\*

**Grace Period Filings\***

The above documents will be accepted as timely if filed within six months after the deadlines listed above with the payment of an additional fee.

**\*ATTENTION MADRID PROTOCOL REGISTRANTS:** The holder of an international registration with an extension of protection to the United States under the Madrid Protocol must timely file the Declarations of Use (or Excusable Nonuse) referenced above directly with the United States Patent and Trademark Office (USPTO). The time periods for filing are based on the U.S. registration date (not the international registration date). The deadlines and grace periods for the Declarations of Use (or Excusable Nonuse) are identical to those for nationally issued registrations. See 15 U.S.C. §§1058, 1141k. However, owners of international registrations do not file renewal applications at the USPTO. Instead, the holder must file a renewal of the underlying international registration at the International Bureau of the World Intellectual Property Organization, under Article 7 of the Madrid Protocol, before the expiration of each ten-year term of protection, calculated from the date of the international registration. See 15 U.S.C. §1141j. For more information and renewal forms for the international registration, see <http://www.wipo.int/madrid/en/>.

**NOTE: Fees and requirements for maintaining registrations are subject to change. Please check the USPTO website for further information. With the exception of renewal applications for registered extensions of protection, you can file the registration maintenance documents referenced above online at <http://www.uspto.gov>.**

**NOTE: A courtesy e-mail reminder of USPTO maintenance filing deadlines will be sent to trademark owners/holders who authorize e-mail communication and maintain a current e-mail address with the USPTO. To ensure that e-mail is authorized and your address is current, please use the Trademark Electronic Application System (TEAS) Correspondence Address and Change of Owner Address Forms available at <http://www.uspto.gov>.**

For assistance with TSDR, email [teas@uspto.gov](mailto:teas@uspto.gov) and include your serial number, the document you are looking for, and a screenshot of any error messages you have received.

STATUS	DOCUMENTS	<a href="#">Back to Search</a>	Print
<b>Generated on:</b> This page was generated by TSDR on 2020-07-29 12:42:26 EDT			
<b>Mark:</b> CYBEREASON			
<h1>CYBEREASON</h1>			
<b>US Serial Number:</b>	87704594	<b>Application Filing Date:</b>	Dec. 01, 2017
<b>Filed as TEAS RF:</b>	Yes	<b>Currently TEAS RF:</b>	Yes
<b>Register:</b>	Principal		
<b>Mark Type:</b>	Trademark, Service Mark		
<b>TM5 Common Status Descriptor:</b>		LIVE/APPLICATION/Under Examination	
<b>Status:</b>	A Statement of Use has been forwarded to the examining attorney for examination.		
<b>Status Date:</b>	Jul. 28, 2020		
<b>Publication Date:</b>	May 15, 2018	<b>Notice of Allowance Date:</b>	Jul. 10, 2018
<b>▼ Mark Information</b> <span style="float: right;"><a href="#">▲ Collapse All</a></span>			
<b>Mark Literal Elements:</b>	CYBEREASON		
<b>Standard Character Claim:</b>	Yes. The mark consists of standard characters without claim to any particular font style, size, or color.		
<b>Mark Drawing Type:</b>	4 - STANDARD CHARACTER MARK		
<b>▼ Related Properties Information</b>			
<b>International Registration Number:</b>	<a href="#">1416898</a>		
<b>International Application(s) /Registration(s) Based on this Property:</b>	<a href="#">A0076131/1416898</a>		
<b>Claimed Ownership of US Registrations:</b>	<a href="#">5048399</a>		
<b>▼ Goods and Services</b>			
<b>Note:</b> The following symbols indicate that the registrant/owner has amended the goods/services: <ul style="list-style-type: none"> <li>• Brackets [...] indicate deleted goods/services;</li> <li>• Double parenthesis ((...)) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and</li> <li>• Asterisks *..* identify additional (new) wording in the goods/services.</li> </ul>			
<b>For:</b>	Computer software for use in threat prevention, detection, investigation, response, remediation and analysis for computers, computer systems, servers, computer networks, endpoints, mobile devices, and internet of things (IoT) enabled devices; computer software for preventing viruses and unauthorized access to computers, computer systems, servers, computer networks, endpoints, mobile devices, and internet of things (IoT) enabled devices; computer software for managing computer network endpoint security and predicting and monitoring security threats to computer networks; computer software for preventing unauthorized access to computers and computer networks		
<b>International Class(es):</b>	009 - Primary Class	<b>U.S Class(es):</b>	021, 023, 026, 036, 038
<b>Class Status:</b>	ACTIVE		
<b>Basis:</b>	1(b)		
<b>First Use:</b>	Feb. 14, 2014	<b>Use in Commerce:</b>	Feb. 14, 2014
<b>For:</b>	Conducting seminars and conferences in the field of cyber security; educational services, namely, providing educational speakers in the field of cyber security		
<b>International Class(es):</b>	041 - Primary Class	<b>U.S Class(es):</b>	100, 101, 107
<b>Class Status:</b>	ACTIVE		
<b>Basis:</b>	1(b)		
<b>First Use:</b>	Mar. 04, 2015	<b>Use in Commerce:</b>	Mar. 04, 2015
<b>For:</b>	Software as a service (SAAS) services featuring software for detecting, and protecting against, cyber-attacks; Software as a service (SAAS) services managing computer security and endpoint security; computer security services in the nature of monitoring, analysis and reporting, and threat hunting		

protecting data and information from unauthorized access; computer security threat analysis for protecting data; computer security consultancy; Computer security consultancy, namely, in person consultation in the field of cybersecurity and on the implementation and ongoing use of cybersecurity software; software as a service (SAAS) services for use in threat prevention, detection, investigation, response, remediation and analysis for computers, computer systems, servers, computer networks, endpoints, mobile devices, and internet of things (IoT) enabled devices; software as a service (SAAS) services for preventing viruses and unauthorized access to computers, computer systems, servers, computer networks, endpoints, mobile devices, and internet of things (IoT) enabled devices; software as a service (SAAS) services for predicting and monitoring security threats to computer networks; software as a service (SAAS) services for preventing unauthorized access to computers and computer networks; software as a service (SAAS) services for data analytics

**International Class(es):** 042 - Primary Class

**U.S Class(es):** 100, 101

**Class Status:** ACTIVE

**Basis:** 1(b)

**First Use:** Feb. 14, 2014

**Use in Commerce:** Feb. 14, 2014

#### ▼ Basis Information (Case Level)

**Filed Use:** No

**Currently Use:** No

**Filed ITU:** Yes

**Currently ITU:** Yes

**Filed 44D:** No

**Currently 44E:** No

**Filed 44E:** No

**Currently 66A:** No

**Filed 66A:** No

**Currently No Basis:** No

**Filed No Basis:** No

#### ▼ Current Owner(s) Information

**Owner Name:** Cybereason Inc.

**Owner Address:** 200 Clarendon Street, 21st Floor  
Boston, MASSACHUSETTS UNITED STATES 02116

**Legal Entity Type:** CORPORATION

**State or Country Where Organized:** DELAWARE

#### ▼ Attorney/Correspondence Information

##### Attorney of Record

**Attorney Name:** Rachelle A. Dubow, Esq.

**Docket Number:** 119486-0001

**Attorney Primary Email Address:** [trademarks@morganlewis.com](mailto:trademarks@morganlewis.com)

**Attorney Email Authorized:** Yes

##### Correspondent

**Correspondent Name/Address:** Rachelle A. Dubow, Esq.  
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**Phone:** 617-951-8939

**Fax:** 6179518736

**Correspondent e-mail:** [trademarks@morganlewis.com](mailto:trademarks@morganlewis.com)  
[rachelle.dubow@morganlewis.com](mailto:rachelle.dubow@morganlewis.com)  
[amelia.pennington@morganlewis.com](mailto:amelia.pennington@morganlewis.com)  
[jennifer.kagan@morganlewis.com](mailto:jennifer.kagan@morganlewis.com)  
[christine.izzo@morganlewis.com](mailto:christine.izzo@morganlewis.com)

**Correspondent e-mail Authorized:** Yes

**Domestic Representative - Not Found**

#### ▼ Prosecution History

Date	Description	Proceeding Number
Jul. 28, 2020	STATEMENT OF USE PROCESSING COMPLETE	66230
Jul. 10, 2020	USE AMENDMENT FILED	66230
Jul. 28, 2020	CASE ASSIGNED TO INTENT TO USE PARALEGAL	66230
Jul. 10, 2020	TEAS STATEMENT OF USE RECEIVED	
Dec. 26, 2019	NOTICE OF APPROVAL OF EXTENSION REQUEST E-MAILED	
Dec. 24, 2019	EXTENSION 3 GRANTED	98765
Dec. 24, 2019	EXTENSION 3 FILED	98765
Dec. 24, 2019	TEAS EXTENSION RECEIVED	
Jun. 27, 2019	NOTICE OF APPROVAL OF EXTENSION REQUEST E-MAILED	
Jun. 25, 2019	EXTENSION 2 GRANTED	98765
Jun. 25, 2019	EXTENSION 2 FILED	98765

For assistance with TSDR, email [teas@uspto.gov](mailto:teas@uspto.gov) and include your serial number, the document you are looking for, and a screenshot of any error messages you have received.

STATUS	DOCUMENTS	<a href="#">Back to Search</a>	Print
<b>Generated on:</b> This page was generated by TSDR on 2020-07-29 12:43:33 EDT			
<b>Mark:</b> CYBEREASON PROTECT			
<b>CYBEREASON PROTECT</b>			
<b>US Serial Number:</b>	87704590	<b>Application Filing Date:</b>	Dec. 01, 2017
<b>Filed as TEAS RF:</b>	Yes	<b>Currently TEAS RF:</b>	Yes
<b>Register:</b>	Principal		
<b>Mark Type:</b>	Trademark, Service Mark		
<b>TM5 Common Status Descriptor:</b>		LIVE/APPLICATION/Under Examination	The trademark application has been accepted by the Office (has met the minimum filing requirements) and that this application has been assigned to an examiner.
<b>Status:</b>	A third request for extension of time to file a Statement of Use has been granted.		
<b>Status Date:</b>	Dec. 24, 2019		
<b>Publication Date:</b>	May 15, 2018	<b>Notice of Allowance Date:</b>	Jul. 10, 2018
<b>▼ Mark Information</b> <span style="float: right;"><a href="#">▲ Collapse All</a></span>			
<b>Mark Literal Elements:</b>	CYBEREASON PROTECT		
<b>Standard Character Claim:</b>	Yes. The mark consists of standard characters without claim to any particular font style, size, or color.		
<b>Mark Drawing Type:</b>	4 - STANDARD CHARACTER MARK		
<b>Disclaimer:</b>	"PROTECT"		
<b>▼ Related Properties Information</b>			
<b>Claimed Ownership of US Registrations:</b>	<a href="#">5048399</a>		
<b>▼ Goods and Services</b>			
<b>Note:</b> The following symbols indicate that the registrant/owner has amended the goods/services:			
<ul style="list-style-type: none"> <li>• Brackets [...] indicate deleted goods/services;</li> <li>• Double parenthesis ((...)) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and</li> <li>• Asterisks *..* identify additional (new) wording in the goods/services.</li> </ul>			
<b>For:</b>	Computer software for use in threat prevention, detection, investigation, response, remediation and analysis for computers, computer systems, servers, computer networks, endpoints, mobile devices, and internet of things (IoT) enabled devices; computer software for preventing viruses and unauthorized access to computers, computer systems, servers, computer networks, endpoints, mobile devices, and internet of things (IoT) enabled devices; computer software for managing computer network endpoint security and predicting and monitoring security threats to computer networks; computer software for preventing unauthorized access to computers and computer networks		
<b>International Class(es):</b>	009 - Primary Class	<b>U.S Class(es):</b>	021, 023, 026, 036, 038
<b>Class Status:</b>	ACTIVE		
<b>Basis:</b>	1(b)		
<b>For:</b>	Conducting seminars and conferences in the field of cyber security; educational services, namely, providing educational speakers in the field of cyber security		
<b>International Class(es):</b>	041 - Primary Class	<b>U.S Class(es):</b>	100, 101, 107
<b>Class Status:</b>	ACTIVE		
<b>Basis:</b>	1(b)		
<b>For:</b>	Software as a service (SAAS) services featuring software for detecting, and protecting against, cyber-attacks; Software as a service (SAAS) services for managing computer security and endpoint security; computer security services in the nature of monitoring, analysis and reporting, and threat hunting for protecting data and information from unauthorized access; computer security threat analysis for protecting data; computer security consultancy; Computer security consultancy, namely, in person consultation in the field of cybersecurity and on the implementation and ongoing use of cybersecurity software; software as a service (SAAS) services for use in threat prevention, detection, investigation, response, remediation and analysis for computers, computer systems, servers, computer networks, endpoints, mobile devices, and internet of things (IoT) enabled devices; software as a service (SAAS) services for preventing viruses and unauthorized access to computers, computer systems, servers, computer networks, endpoints, mobile devices, and internet of things (IoT) devices; software as a service (SAAS) services for predicting and monitoring security threats to computer networks; software as a service (SAAS) services for preventing unauthorized access to computers and computer networks; software as a service (SAAS) services for data analytics		
<a href="#">Privacy</a> - <a href="#">Terms</a>			



<b>International Class(es):</b>	042 - Primary Class	<b>U.S Class(es):</b>	100, 101
<b>Class Status:</b>	ACTIVE		
<b>Basis:</b>	1(b)		
<b>▼ Basis Information (Case Level)</b>			
<b>Filed Use:</b>	No	<b>Currently Use:</b>	No
<b>Filed ITU:</b>	Yes	<b>Currently ITU:</b>	Yes
<b>Filed 44D:</b>	No	<b>Currently 44E:</b>	No
<b>Filed 44E:</b>	No	<b>Currently 66A:</b>	No
<b>Filed 66A:</b>	No	<b>Currently No Basis:</b>	No
<b>Filed No Basis:</b>	No		
<b>▼ Current Owner(s) Information</b>			
<b>Owner Name:</b>	Cybereason Inc.		
<b>Owner Address:</b>	200 Clarendon Street, 21st Floor Boston, MASSACHUSETTS UNITED STATES 02116		
<b>Legal Entity Type:</b>	CORPORATION	<b>State or Country Where Organized:</b>	DELAWARE
<b>▼ Attorney/Correspondence Information</b>			
<b>Attorney of Record</b>			
<b>Attorney Name:</b>	Rachelle A. Dubow, Esq.	<b>Docket Number:</b>	119486-0001
<b>Attorney Primary Email Address:</b>	<a href="mailto:trademarks@morganlewis.com">trademarks@morganlewis.com</a>	<b>Attorney Email Authorized:</b>	Yes
<b>Correspondent</b>			
<b>Correspondent Name/Address:</b>	RACHELLE A. DUBOW, ESQ. MORGAN, LEWIS & BOCKIUS LLP ONE FEDERAL STREET ATTN: TMSU BOSTON, MASSACHUSETTS UNITED STATES 02110		
<b>Phone:</b>	617-951-8939	<b>Fax:</b>	6179518736
<b>Correspondent e-mail:</b>	<a href="mailto:trademarks@morganlewis.com">trademarks@morganlewis.com</a> <a href="mailto:rachelle.dubow@morganlewis.com">rachelle.dubow@morganlewis.com</a>	<b>Correspondent e-mail Authorized:</b>	Yes
<b>Domestic Representative - Not Found</b>			
<b>▼ Prosecution History</b>			
Date	Description	Proceeding Number	
Dec. 26, 2019	NOTICE OF APPROVAL OF EXTENSION REQUEST E-MAILED		
Dec. 24, 2019	EXTENSION 3 GRANTED	98765	
Dec. 24, 2019	EXTENSION 3 FILED	98765	
Dec. 24, 2019	TEAS EXTENSION RECEIVED		
Jun. 27, 2019	NOTICE OF APPROVAL OF EXTENSION REQUEST E-MAILED		
Jun. 25, 2019	EXTENSION 2 GRANTED	98765	
Jun. 25, 2019	EXTENSION 2 FILED	98765	
Jun. 25, 2019	TEAS EXTENSION RECEIVED		
Dec. 22, 2018	NOTICE OF APPROVAL OF EXTENSION REQUEST E-MAILED		
Dec. 20, 2018	EXTENSION 1 GRANTED	98765	
Dec. 20, 2018	EXTENSION 1 FILED	98765	
Dec. 20, 2018	TEAS EXTENSION RECEIVED		
Jul. 10, 2018	NOA E-MAILED - SOU REQUIRED FROM APPLICANT		
May 15, 2018	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED		
May 15, 2018	PUBLISHED FOR OPPOSITION		
Apr. 25, 2018	NOTIFICATION OF NOTICE OF PUBLICATION E-MAILED		
Apr. 09, 2018	LAW OFFICE PUBLICATION REVIEW COMPLETED	70138	
Apr. 01, 2018	ASSIGNED TO LIE	70138	
Mar. 27, 2018	APPROVED FOR PUB - PRINCIPAL REGISTER		
Mar. 27, 2018	PREVIOUS ALLOWANCE COUNT WITHDRAWN		

Mar. 27, 2018	APPROVED FOR PUB - PRINCIPAL REGISTER	
Mar. 26, 2018	EXAMINER'S AMENDMENT ENTERED	88888
Mar. 26, 2018	NOTIFICATION OF EXAMINERS AMENDMENT E-MAILED	6328
Mar. 26, 2018	EXAMINERS AMENDMENT E-MAILED	6328
Mar. 26, 2018	EXAMINERS AMENDMENT -WRITTEN	75593
Mar. 20, 2018	NOTIFICATION OF NON-FINAL ACTION E-MAILED	6325
Mar. 20, 2018	NON-FINAL ACTION E-MAILED	6325
Mar. 20, 2018	NON-FINAL ACTION WRITTEN	75593
Mar. 14, 2018	ASSIGNED TO EXAMINER	75593
Dec. 12, 2017	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Dec. 05, 2017	NEW APPLICATION ENTERED IN TRAM	

#### ▼ [TM Staff and Location Information](#)

##### TM Staff Information

**TM Attorney:** SWAIN, MICHELE LYNN

**Law Office Assigned:** LAW OFFICE 116

##### File Location

**Current Location:** INTENT TO USE SECTION

**Date in Location:** Jul. 10, 2018

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#### ▼ [Proceedings - Click to Load](#)

Jun. 25, 2019	TEAS EXTENSION RECEIVED	
Dec. 22, 2018	NOTICE OF APPROVAL OF EXTENSION REQUEST E-MAILED	
Dec. 20, 2018	EXTENSION 1 GRANTED	98765
Dec. 20, 2018	EXTENSION 1 FILED	98765
Dec. 20, 2018	TEAS EXTENSION RECEIVED	
Jul. 10, 2018	NOA E-MAILED - SOU REQUIRED FROM APPLICANT	
May 15, 2018	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
May 15, 2018	PUBLISHED FOR OPPOSITION	
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Mar. 27, 2018	APPROVED FOR PUB - PRINCIPAL REGISTER	
Mar. 27, 2018	PREVIOUS ALLOWANCE COUNT WITHDRAWN	
Mar. 27, 2018	APPROVED FOR PUB - PRINCIPAL REGISTER	
Mar. 26, 2018	EXAMINER'S AMENDMENT ENTERED	88888
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Mar. 20, 2018	NON-FINAL ACTION WRITTEN	75593
Mar. 14, 2018	ASSIGNED TO EXAMINER	75593
Dec. 12, 2017	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Dec. 05, 2017	NEW APPLICATION ENTERED IN TRAM	

#### ▼ **TM Staff and Location Information**

##### **TM Staff Information**

**TM Attorney:** SWAIN, MICHELE LYNN

**Law Office Assigned:** LAW OFFICE 116

##### **File Location**

**Current Location:** TMO LAW OFFICE 116

**Date in Location:** Jul. 28, 2020

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#### ▼ **Proceedings - Click to Load**