

ESTTA Tracking number: **ESTTA1105982**

Filing date: **01/05/2021**

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	Rocket Lawyer, Incorporated		
Entity	Corporation	Citizenship	Delaware
Address	182 HOWARD STREET #830 SAN FRANCISCO, CA 94105 UNITED STATES		
Attorney information	DIONNE HEARD GERBEN PERROTT PLLC 1050 CONNECTICUT AVE NW SUITE 500 WASHINGTON, DC 20036 UNITED STATES Primary Email: dheard@gerbenlawfirm.com 2024947414		
Docket Number			

Applicant Information

Application No.	90061274	Publication date	12/15/2020
Opposition Filing Date	01/05/2021	Opposition Period Ends	01/14/2021
Applicant	Pacific Resources Group Of Companies, LLC 108 4630 CAMPUS DRIVE NEWPORT BEACH, CA 92660 UNITED STATES		

Goods/Services Affected by Opposition

Class 035. First Use: 2016/10/05 First Use In Commerce: 2016/10/05
All goods and services in the class are opposed, namely: Business consulting services in the field of business dispute resolution and business debt restructuring

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.	4619295	Application Date	05/21/2010
Registration Date	10/14/2014	Foreign Priority	NONE

		Date	
Word Mark	ROCKET LAWYER		
Design Mark			
Description of Mark	NONE		
Goods/Services	<p>Class 035. First use: First Use: 2006/11/00 First Use In Commerce: 2006/11/00 Providing online lawyer referrals; cooperative advertising services for lawyers; business management services for others, namely, online timekeeping for lawyers and legal professionals, billing, electronic signature verification services provided in connection with legal services, and database management for others of a database comprised of legal documents and forms</p> <p>Class 039. First use: First Use: 2006/11/00 First Use In Commerce: 2006/11/00 Electronic storage of legal documents and forms</p> <p>Class 042. First use: First Use: 2006/11/00 First Use In Commerce: 2006/11/00 Providing temporary use of online nondownloadable software for lawyers and legal professionals, for use in online timekeeping for others, billing, electronic signature verification, and creation, preparing, editing and database management of legal documents and forms; providing a website that gives multiple computer users simultaneously the ability to upload, create and edit documents</p> <p>Class 045. First use: First Use: 2006/11/00 First Use In Commerce: 2006/11/00 Providing online information to lawyers and non-lawyers in the field of law, customizable legal forms, legal self-help, and legal news and commentary; legal document creation, preparation, and editing via an interactive website on the Internet</p>		

U.S. Registration No.	4145526	Application Date	06/16/2011
Registration Date	05/22/2012	Foreign Priority Date	NONE
Word Mark	ROCKET LAWYER ON CALL		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 035. First use: First Use: 2011/04/00 First Use In Commerce: 2011/04/00 Attorney referral services; Attorney matching services		

Attachments	ROCKET SETTLE - Notice of Opposition.pdf(113848 bytes)
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Signature	/Dionne Heard/
Name	Dionne Heard
Date	01/05/2021

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

Rocket Lawyer, Incorporated

Opposer,

v.

Pacific Resources Group of Companies, LLC

Applicant,

Opposition No.:

Mark: ROCKET SETTLE

Application No: 90061274

BOX TTAB/FEE
Commissioner for Trademarks
P.O. Box 1451
Alexandria, VA 22313-1451

Notice of Opposition

Rocket Lawyer, Incorporated (hereinafter referred to as “Opposer”), a Delaware Corporation believes that it will be damaged by the registration of the mark shown in Application Serial No. 90061274 and hereby opposes this application. The application was filed by Pacific Resources Group of Companies, LLC, a California limited liability company (hereinafter referred to as “Applicant”), and the application was published in the Official Gazette on December 15, 2020.

As grounds for the opposition, Opposer alleges as follows:

1. Opposer is the owner of U.S. Registration Nos. 4619295 for ROCKET LAWYER and 4145526 for ROCKET LAWYER ON CALL (“Opposer’s Mark”) for

Class 35: providing online lawyer referrals; cooperative advertising services for lawyers; business management services for others, namely, online timekeeping for lawyers and legal professionals, billing, electronic signature verification services provided in connection with legal services, and database management for others of a database

comprised of legal documents and forms

Class: 39 electronic storage of legal documents and forms

Class: 42: providing temporary use of online non-downloadable software for lawyers and legal professionals, for use in online timekeeping for others, billing, electronic signature verification, and creation, preparing, editing and database management of legal documents and forms; providing a website that gives multiple computer users simultaneously the ability to upload, create and edit documents

Class: 45: providing online information to lawyers and non-lawyers in the field of law, customizable legal forms, legal self-help, and legal news and commentary; legal document creation, preparation, and editing via an interactive website on the internet (“Opposer’s Services”)

2. Applicant filed an application to register ROCKET SETTLE (“Applicant’s Mark”) with the United States Patent and Trademark Office on July 20, 2020 for “Business consulting services in the field of business dispute resolution and business debt restructuring” in International Class 35 and was assigned serial number 90061274 (“Applicant’s Mark”).
3. Application Serial No. 90061274 (the “ROCKET SETTLE Application”) alleges a date of first use anywhere and first use in commerce as October 5, 2016.
4. Opposer believes that Applicant’s Mark will damage Opposer’s Marks based on a likelihood of confusion among consumers.

PRIORITY AND LIKELIHOOD OF CONFUSION UNDER LANHAM ACT 2(d)

5. Opposer has been using Opposer’s Mark in the United States in connection with Opposer’s Goods since at least as early as April 2011, a date prior to any priority date to which Applicant is entitled.
6. Opposer’s use of Opposer’s Mark has been valid and continuous since its date of first use and has not been abandoned. Opposer’s Mark is symbolic of extensive goodwill and consumer recognition built up by Opposer through substantial amounts of time and effort in promotion

of its goods. In view of the fact that the parties' respective marks are highly similar and that the services offered by both parties are closely related, it is alleged that Applicant's Mark so resembles Opposer's Mark as to be likely to cause confusion, or to cause mistake, or to deceive.

7. If Applicant is granted the registration herein opposed, it would thereby obtain at least a *prima facie* exclusive right to the use of its mark. Such registration would be a source of damage and injury to the Opposer.
8. As a result, Opposer will be harmed if Applicant's Mark is allowed registration.
9. By reason of all the foregoing, Opposer will be gravely damaged if Applicant's Mark is allowed registration.

WHEREFORE, Opposer prays that this opposition be sustained and that registration of Applicant's mark "ROCKET SETTLE" as shown in Application Serial No. 88645539 be refused.

Dated: January 5, 2021

Respectfully submitted,

Dionne Heard

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