

ESTTA Tracking number: **ESTTA1123817**

Filing date: **03/30/2021**

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	QH Holdings (Oregon), Inc.		
Entity	Corporation	Citizenship	Delaware
Address	488 E. 11TH AVENUE SUITE 220A EUGENE, OR 97401 UNITED STATES		
Attorney information	B. ANNA MCCOY MCCOY RUSSELL LLP 1410 NW JOHNSON STREET, SUITE 201 PORTLAND, OR 97209 UNITED STATES Primary Email: TMmail@mccrus.com Secondary Email(s): harnett@mccrus.com, mccoy@mccrus.com, hall@mccrus.com 9712718020		
Docket Number	QUA20210		

Applicant Information

Application No.	88892358	Publication date	03/02/2021
Opposition Filing Date	03/30/2021	Opposition Period Ends	04/01/2021
Applicant	Craft, LaTreasure S 579 THORNHILL CT BELLEVILLE, MI 48111 UNITED STATES		

Goods/Services Affected by Opposition

Class 032. First Use: 0 First Use In Commerce: 0
All goods and services in the class are opposed, namely: Bottled drinking water

Grounds for Opposition

Priority and likelihood of confusion	Trademark Act Section 2(d)
Dilution by blurring	Trademark Act Sections 2 and 43(c)
Dilution by tarnishment	Trademark Act Sections 2 and 43(c)
Other	Common law basis for opposition

Marks Cited by Opposer as Basis for Opposition

U.S. Registration No.	4252442	Application Date	07/28/2011
Registration Date	12/04/2012	Foreign Priority Date	NONE
Word Mark	QUANTUM		
Design Mark			
Description of Mark	NONE		
Goods/Services	<p>Class 005. First use: First Use: 1986/07/31 First Use In Commerce: 1986/07/31 Adhesive bandages; Athletes' foot preparations; Cold sore treatment preparations; Cough syrups; Cough treatment preparations; Dietary supplements; Herbal supplements; Herbal topical creams, gels, salves, sprays, [powder,] balms, liniment and ointments for the relief of aches and pain; [Insect repellent in candle form;] Insect repellents; Insect repellents in pre-moistened towelette form; Lysine preparations; Medicated creams for treating dermatological conditions; Medicated lip balm; Medicated mouth care and treatment preparations; Medicated ointments for treating dermatological conditions; Medicated skin care preparations; Medicated throat sprays; Migraine treatment preparations; Mineral supplements; Non-medicated, therapeutic skin creams for the treatment of scar tissue and cracked skin; Nutraceuticals for use as a dietary supplement; Nutritional supplements; Pain relief medication; Preparations for treating colds; Syrups for pharmaceutical purposes for the treatment of flu; Throat lozenges; Topical dermatological preparations that treat insect bites and stings; Vitamin supplements; Zinc supplement lozenges</p> <p>Class 010. First use: First Use: 2000/02/11 First Use In Commerce: 2000/02/11 [Lice combs]</p> <p>Class 035. First use: First Use: 2000/10/31 First Use In Commerce: 2000/10/31 Retail store and on-line retail store services featuring dietary supplements, mineral supplements, vitamin supplements, herbal supplements, nutraceuticals for use as a dietary supplement, nutritional supplements, adhesive bandages, pain relief medication, herbal topical creams, gels, salves, syrup, [powder,] balms, liniment and ointments for the relief of aches and pains, medicated lip balm, zinc supplement lozenges, throat lozenges, medicated throat spray, migraine treatment preparations, medicated skin care preparations, cold sore treatment preparations, cough treatment preparations, cough syrups, preparations for treating colds, syrups for pharmaceutical purpose for the treatment of flu, lysine preparations, medicated mouth care and treatment preparations, insect repellants, [insect repellants in candle form,] insect repellent in pre-moistened towelette form, topical dermatological preparations that treat insect bites and stings, athlete's foot preparations, medicated ointments for treating dermatological conditions, medicated creams for treating dermatological conditions, non-medicated therapeutic skin creams for the treatment of scar tissue and cracked skin, and lice combs</p>		

U.S. Registration No.	5145430	Application Date	06/18/2016
Registration Date	02/21/2017	Foreign Priority Date	NONE
Word Mark	QUANTUM HEALTH		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 005. First use: First Use: 2009/09/28 First Use In Commerce: 2009/09/28 Adhesive bandages; Athletes' foot treatment preparations; Cold sore treatment		

	preparations; Cough syrups; Cough treatment preparations; Preparations for treating colds; Dietary supplements; Herbal supplements; Combination vitamin, mineral and dietary supplements, immune system treatment supplements; medicated eye first aid creams and lotions; Herbal topicalcreams, gels, salves, sprays, powder, balms and ointments for the relief of aches and pain; Insect repellents; Insect repellents in spray and pre-moistened towelette form; pesticides; Lysine preparations; Medicated creams for treating dermatological conditions; Medicated lip balm; Medicated mouth care and treatment preparations; Medicated ointments for treating dermatological conditions; Medicated skin care preparations; Medicated throat sprays; Migraine treatment preparations and supplements; Intestinal care treatments, Mineral supplements; Non-medicated, therapeutic skin creams for the treatment of scar tissue and cracked skin; Nutraceuticals for use as a dietary supplement; Nutritional supplements; Pain relief medication; Syrups for pharmaceutical purposes for the treatment of cold and flu; Throat lozenges; Topical dermatological preparations that treat insect bites and stings; Vitamin supplements; Zinc supplement lozenges; dietary supplements containing elderberry
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U.S. Registration No.	3115631	Application Date	08/21/2003
Registration Date	07/18/2006	Foreign Priority Date	NONE
Word Mark	QUANTUM		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 005. First use: First Use: 1986/07/00 First Use In Commerce: 1986/07/00 Insect repellent; lice treatment preparations; preparations for treating coughs, colds and flus; throat lozenges; herbal supplements; nutritional supplements in liquid, powder, tablet and capsule form containing antioxidants and herbs; pain relief medications; mineral supplements; medicated lip balms; medicated skin preparations; preparations for the treatment of cold sores		

U.S. Registration No.	5018447	Application Date	10/06/2014
Registration Date	08/09/2016	Foreign Priority Date	NONE
Word Mark	QUANTUM HEALTH INSPIRED BY NATURE		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 005. First use: First Use: 2016/05/06 First Use In Commerce: 2016/05/06 Adhesive bandages; Athletes' foot treatment preparations; Cold sore treatment preparations; Cough syrups; Cough treatment preparations; Preparations for treating colds; Dietary supplements; Herbal supplements; Combination vitamin, mineral and dietary supplements, immune system treatment supplements; Eye first aid creams and lotions, medicated; Herbal topical creams, gels, salves, sprays, powder, balms and ointments for the relief of aches and pain; Insect repellents; Insect repellents in spray and pre-moistened towelette form; pesticides; Lysine preparations; Medicated creams for treating dermatological conditions; Medicated lip balm; Medicated mouth care and treatment preparations; Medicated ointments for treating dermatological conditions; Medicated skin care preparations; Medicated throat sprays; Migraine treatment preparations and supplements; Intestinal care treatments, Mineral supplements; Non-medicated, therapeutic skin creams for the treatment of scar tissue and cracked skin; Nutraceut-		

	<p>icals for use as a dietary supplement; Nutritional supplements; Pain relief medication; Syrups for pharmaceutical purposes for the treatment of cold and flu; Throat lozenges; Topical dermatological preparations that treat insect bites and stings; Vitamin supplements; Zinc containing supplement lozenges; elderberry containing supplements</p> <p>Class 035. First use: First Use: 2016/05/06 First Use In Commerce: 2016/05/06</p> <p>On-line retail store services featuring health care products, dietary supplements, mineral supplements, vitamin supplements, herbal supplements, nutraceuticals- for use as a dietary supplements, combination supplement formulas, immune system treatment supplements, nutritional supplements, first aid creams and lotions, adhesive bandages, sunscreen and sunblock preparations, pain relief medication, herbal topical creams, gels, salves, sprays, syrup, powder, balms, liniment and ointments for the relief of aches and pains and for skin treatment, medicated lip balm, zinc supplement lozenges, throat lozenges, medicated throat spray, migraine treatment preparations and supplements, non-medicated and medicated skin care preparations, cold sore treatment preparations, cough treatment preparations, cough syrups, preparations for treating colds, syrups for pharmaceutical purpose for the treatment of flu, lysine preparations, medicated mouth care and treatment preparations, cold sore treatment preparations, insect repellants, insect repellants in candle form, insect repellent in pre-moistened towelette form, pesticides, topical dermatological preparations that treat insect bites, insect stings, burns, and cuts, athlete's foot treatment preparations, medicated preparations, ointments and creams for treating dermatological conditions, non-medicated therapeutic skin creams for the treatment of scar tissue and cracked skin, and stretch marks</p>
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U.S. Registration No.	3787270	Application Date	09/28/2009
Registration Date	05/11/2010	Foreign Priority Date	NONE
Word Mark	QUANTUM HEALTH		
Design Mark			
Description of Mark	NONE		
Goods/Services	<p>Class 035. First use: First Use: 1996/12/31 First Use In Commerce: 1996/12/31</p> <p>Online retail store services featuring health care products, herbal supplements, vitamin supplements, mineral supplements, combination supplement formulas, nutraceuticals, amino acids, insect repellent, household pesticides, first aid creams and lotions, athlete's foot treatment, canker sore treatment, cold sore treatment, cough, cold and flu treatments, dry mouth medicine, eye health supplements, oral care, immune system supplements, intestinal care medicine and migraine supplements</p>		

U.S. Registration No.	3115882	Application Date	08/21/2003
Registration Date	07/18/2006	Foreign Priority Date	NONE
Word Mark	QUANTUM		
Design Mark			
Description of Mark	NONE		
Goods/Services	<p>Class 035. First use: First Use: 2000/10/00 First Use In Commerce: 2000/10/00</p> <p>Online store services featuring sun block preparations; sun screen preparations; skin lotions; insect repellent; lice treatment preparations; preparations for treat-</p>		

	ing coughs, colds and flus; throat lozenges; herbal supplements; nutritional supplements in liquid, powder, tablet and capsule form containing antioxidants and herbs; pain relief medications; mineral supplements; medicated lip balms; medicated skin preparations; preparations for the treatment of cold sores
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U.S. Application No.	88910520	Application Date	05/11/2020
Registration Date	NONE	Foreign Priority Date	NONE
Word Mark	QUANTUM HEALTH		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 032. First use: First Use: 0 First Use In Commerce: 0 Concentrates, syrups, and powders for making beverages; concentrates, syrups, and powders for making beverages containing vitamins; concentrates, syrups, and powders for making beverages infused with herbs; water; water containing vitamins; water infused with herbs; flavored water; flavored water containing vitamins; flavored water infused with herbs; vitamin beverages; vitamin beverages infused with herbs; effervescent powders for making beverages; effervescent powders for making beverages containing vitamins; effervescent powders for making beverages infused with herbs; carbonated beverages; carbonated beverages containing vitamins; carbonated beverages infused with herbs		

Attachments	Notice of Opposition_final_3-30-2021.pdf(151384 bytes) Exhibit A_final.pdf(906715 bytes)
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Signature	/B. Anna McCoy/
Name	B. Anna McCoy
Date	03/30/2021

personal care; concentrates, syrups, and powders for making beverages water; water containing vitamins; water infused with herbs; flavored water; carbonated beverages; and other health and wellness products that improve the quality of life for a wide range of health conscious consumers. Opposer’s products are available in retailers throughout the U.S. and Canada, and available online worldwide. Opposer sells its nutritional and dietary supplements in a variety of forms, including capsules, lozenges, liquids, syrups, and sprays. Opposer sells its dietary and nutritional supplements, personal care, and other health and wellness products under the marks QUANTUM, QUANTUM HEALTH, and other QUANTUM-based marks (the “QUANTUM Marks”).

3. Since at least as early as 1981, Opposer has used and continues to use in interstate commerce the mark QUANTUM as its primary house mark, as well as QUANTUM-based variants, including but not limited to QUANTUM HEALTH, QUANTUM DERMA, QUANTUM HEALTH INSPIRED BY NATURE, and QUANTUM BUZZ AWAY, among its other marks, to identify and distinguish Opposer’s goods and services.

4. Among its applications and registrations, Opposer owns the following United States trademark applications and registrations for its family of QUANTUM Marks. A printout of the current TSDR database records and registration certificates for the below applications and registrations are annexed hereto as **Exhibit A**.

Mark	App. No. / Filing Date	Reg. No. / Reg. Date	Class / Goods and Services
QUANTUM	85383238 Jul. 28, 2011	4252442 Dec. 04, 2012	<i>Class 5:</i> Adhesive bandages; Athletes' foot preparations; Cold sore treatment preparations; Cough syrups; Cough treatment preparations; Dietary supplements; Herbal supplements; Herbal topical creams, gels, salves, sprays, [powder,] balms, liniment and ointments for the relief of aches and pain; [Insect repellent in candle form;] Insect repellents; Insect repellents in pre-moistened towelette form; Lysine preparations; Medicated creams for treating dermatological conditions; Medicated lip balm; Medicated mouth care and treatment preparations; Medicated ointments for treating dermatological conditions; Medicated skin care preparations; Medicated throat sprays; Migraine treatment preparations; Mineral

			<p>supplements; Non-medicated, therapeutic skin creams for the treatment of scar tissue and cracked skin; Nutraceuticals for use as a dietary supplement; Nutritional supplements; Pain relief medication; Preparations for treating colds; Syrups for pharmaceutical purposes for the treatment of flu; Throat lozenges; Topical dermatological preparations that treat insect bites and stings; Vitamin supplements; Zinc supplement lozenges</p> <p><i>Class 35:</i> Retail store and on-line retail store services featuring dietary supplements, mineral supplements, vitamin supplements, herbal supplements, nutraceuticals for use as a dietary supplement, nutritional supplements, adhesive bandages, pain relief medication, herbal topical creams, gels, salves, syrup, [powder,] balms, liniment and ointments for the relief of aches and pains, medicated lip balm, zinc supplement lozenges, throat lozenges, medicated throat spray, migraine treatment preparations, medicated skin care preparations, cold sore treatment preparations, cough treatment preparations, cough syrups, preparations for treating colds, syrups for pharmaceutical purpose for the treatment of flu, lysine preparations, medicated mouth care and treatment preparations, insect repellants, [insect repellants in candle form,] insect repellent in pre-moistened towelette form, topical dermatological preparations that treat insect bites and stings, athlete's foot preparations, medicated ointments for treating dermatological conditions, medicated creams for treating dermatological conditions, non-medicated therapeutic skin creams for the treatment of scar tissue and cracked skin, and lice combs</p>
QUANTUM HEALTH	87076347 Jun. 18, 2016	5145430 Feb. 21, 2017	<p><i>Class 5:</i> Adhesive bandages; Athletes' foot treatment preparations; Cold sore treatment preparations; Cough syrups; Cough treatment preparations; Preparations for treating colds; Dietary supplements; Herbal supplements; Combination vitamin, mineral and dietary supplements, immune system treatment supplements; medicated eye first aid creams and lotions; Herbal topical creams, gels, salves, sprays, powder, balms and ointments for the relief of aches and pain; Insect repellents; Insect repellents in spray and pre-moistened towelette form; pesticides; Lysine preparations; Medicated creams for treating dermatological conditions; Medicated lip balm; Medicated mouth care and treatment preparations; Medicated ointments for treating dermatological</p>

			conditions; Medicated skin care preparations; Medicated throat sprays; Migraine treatment preparations and supplements; Intestinal care treatments, Mineral supplements; Non-medicated, therapeutic skin creams for the treatment of scar tissue and cracked skin; Nutraceuticals for use as a dietary supplement; Nutritional supplements; Pain relief medication; Syrups for pharmaceutical purposes for the treatment of cold and flu; Throat lozenges; Topical dermatological preparations that treat insect bites and stings; Vitamin supplements; Zinc supplement lozenges; dietary supplements containing elderberry
QUANTUM	76539178 Aug. 21, 2003	3115631 Jul. 18, 2006	<i>Class 5:</i> Insect repellent; lice treatment preparations; preparations for treating coughs, colds and flus; throat lozenges; herbal supplements; nutritional supplements in liquid, powder, tablet and capsule form containing antioxidants and herbs; pain relief medications; mineral supplements; medicated lip balms; medicated skin preparations; preparations for the treatment of cold sores
QUANTUM HEALTH INSPIRED BY NATURE	86416167 Oct. 06, 2014	5018447 Aug. 09, 2016	<i>Class 5:</i> Adhesive bandages; Athletes' foot treatment preparations; Cold sore treatment preparations; Cough syrups; Cough treatment preparations; Preparations for treating colds; Dietary supplements; Herbal supplements; Combination vitamin, mineral and dietary supplements, immune system treatment supplements; Eye first aid creams and lotions, medicated; Herbal topical creams, gels, salves, sprays, powder, balms and ointments for the relief of aches and pain; Insect repellents; Insect repellents in spray and pre-moistened towelette form; pesticides; Lysine preparations; Medicated creams for treating dermatological conditions; Medicated lip balm; Medicated mouth care and treatment preparations; Medicated ointments for treating dermatological conditions; Medicated skin care preparations; Medicated throat sprays; Migraine treatment preparations and supplements; Intestinal care treatments, Mineral supplements; Non-medicated, therapeutic skin creams for the treatment of scar tissue and cracked skin; Nutraceuticals for use as a dietary supplement; Nutritional supplements; Pain relief medication; Syrups for pharmaceutical purposes for the treatment of cold and flu; Throat lozenges; Topical dermatological preparations that treat insect bites and stings; Vitamin supplements; Zinc containing

			<p>supplement lozenges; elderberry containing supplements</p> <p><i>Class 35:</i> On-line retail store services featuring health care products, dietary supplements, mineral supplements, vitamin supplements, herbal supplements, nutraceuticals for use as a dietary supplements, combination supplement formulas, immune system treatment supplements, nutritional supplements, first aid creams and lotions, adhesive bandages, sunscreen and sunblock preparations, pain relief medication, herbal topical creams, gels, salves, sprays, syrup, powder, balms, liniment and ointments for the relief of aches and pains and for skin treatment, medicated lip balm, zinc supplement lozenges, throat lozenges, medicated throat spray, migraine treatment preparations and supplements, non-medicated and medicated skin care preparations, cold sore treatment preparations, cough treatment preparations, cough syrups, preparations for treating colds, syrups for pharmaceutical purpose for the treatment of flu, lysine preparations, medicated mouth care and treatment preparations, cold sore treatment preparations, insect repellants, insect repellants in candle form, insect repellent in pre-moistened towelette form, pesticides, topical dermatological preparations that treat insect bites, insect stings, burns, and cuts, athlete's foot treatment preparations, medicated preparations, ointments and creams for treating dermatological conditions, non-medicated therapeutic skin creams for the treatment of scar tissue and cracked skin, and stretch marks</p>
QUANTUM HEALTH	77836584 Sep. 28, 2009	3787270 May 11, 2010	<p><i>Class 35:</i> Online retail store services featuring health care products, herbal supplements, vitamin supplements, mineral supplements, combination supplement formulas, nutraceuticals, amino acids, insect repellent, household pesticides, first aid creams and lotions, athlete's foot treatment, canker sore treatment, cold sore treatment, cough, cold and flu treatments, dry mouth medicine, eye health supplements, oral care, immune system supplements, intestinal care medicine and migraine supplements</p>
QUANTUM	76977189 Aug. 21, 2003	3115882 Jul. 18, 2006	<p><i>Class 35:</i> Online store services featuring sun block preparations; sun screen preparations; skin lotions; insect repellent; lice treatment preparations; preparations for treating coughs, colds and flus; throat lozenges; herbal supplements; nutritional supplements in liquid, powder, tablet and capsule</p>

			form containing antioxidants and herbs; pain relief medications; mineral supplements; medicated lip balms; medicated skin preparations; preparations for the treatment of cold sores
QUANTUM HEALTH	88910520 May 11, 2020	n/a	<i>Class 32:</i> Concentrates, syrups, and powders for making beverages; concentrates, syrups, and powders for making beverages containing vitamins; concentrates, syrups, and powders for making beverages infused with herbs; water; water containing vitamins; water infused with herbs; flavored water; flavored water containing vitamins; flavored water infused with herbs; vitamin beverages; vitamin beverages infused with herbs; effervescent powders for making beverages; effervescent powders for making beverages containing vitamins; effervescent powders for making beverages infused with herbs; carbonated beverages; carbonated beverages containing vitamins; carbonated beverages infused with herbs

5. Through use of the QUANTUM Marks, in the United States and abroad, Opposer has accrued common law rights for the QUANTUM Marks, including common law rights in relation to dietary and nutritional supplements, personal care, and other health and wellness products, and other related goods and services.


6. Opposer has used and continues to use the QUANTUM Marks, and the goods and services in connection therewith have been popular and the subject of significant advertising and promotional activities over the years.

7. Opposer's use of the QUANTUM Marks has been valid and continuous since at least as early as the dates of Opposer's first use, and Opposer has not abandoned the QUANTUM Marks. Opposer's QUANTUM Marks are symbolic of extensive goodwill and consumer recognition built up by Opposer through substantial amounts of time and effort in use, advertising, and promotion. Opposer's QUANTUM Marks identify and distinguish Opposer's goods and services from the goods and services of others, and identify the source and origin thereof, both in industry circles and to the public.

8. Opposer’s QUANTUM Marks are distinctive and famous as that term is defined under 15 U.S.C. §1125, and became famous long prior to Apr. 29, 2020, the date on which Applicant filed Application Ser. No. 88/892,358 for Applicant’s Mark.

9. Opposer’s QUANTUM Marks became famous prior to Applicant’s use, if any begins, of Applicant’s Mark.

10. Notwithstanding Opposer’s rights in and to the QUANTUM Marks, Applicant, on April 29, 2020, filed the intent-to-use Application Ser. No. 88/892,358 to register Applicant’s Mark, shown in the chart below. The application was filed and remains based on an allegation of intention to use under section 1(b) of the Trademark Act. The application was published in the *Trademark Official Gazette* on March 2, 2021 for the goods below in International Class 32.

Mark	App. No. / Filing Date	Class / Goods
	88/892,358 Apr. 29, 2020 Publication Date: Mar. 02, 2021	Class 32: Bottled drinking water

11. Applicant does not claim a date of first use and no statement of use has been filed with the United States Patent and Trademark Office for the above application.

12. Applicant’s filing date for the above application is subsequent to Opposer’s first use date of at least as early as 1981 for the QUANTUM Marks.

13. Applicant’s filing date is also subsequent to Opposer’s filing dates for almost all of the QUANTUM Marks, and is subsequent to all Opposer’s registered QUANTUM, and QUANTUM HEALTH marks shown in the table above.

14. Applicant’s first use date will be subsequent to almost all of Opposer’s first use dates, including dates at least as early as 1981 for Opposer’s mark QUANTUM, and at least as early as December 1996 for Opposer’s mark QUANTUM HEALTH.

15. Applicant's first use date, if any use begins, will also be subsequent to Opposer's filing dates for all the QUANTUM Marks, including for Opposer's registered QUANTUM and QUANTUM HEALTH marks.

16. Applicant's first use date, if any use begins, will also be subsequent to the date upon which Opposer's QUANTUM Marks became famous.

17. Applicant's use, if any use begins, of Applicant's Mark will dilute Opposer's famous QUANTUM Marks.

18. The primary, dominant term of Applicant's Mark is QUANTUM, which is identical to Opposer's mark QUANTUM. The non-distinctive term NOURISH, disclaimed terms "MANIFESTATION WATER," and design element do not differentiate Applicant's Mark from the QUANTUM Marks, and consumers are likely to be confused between the marks.

19. Applicant's recited goods are complementary, related, and /or similar to the goods and services offered by Opposer under Opposer's senior QUANTUM Marks, including goods and services provided under Opposer's registered QUANTUM and QUANTUM HEALTH marks, and goods and services in connection with which Opposer has accrued common law rights.

20. Applicant's trade channels and consumer audience are likely to be similar to and/or overlapping with the trade channels and consumer audience for Opposer's goods and services sold and/or provided under Opposer's QUANTUM Marks.

21. Applicant's Mark, when used in connection with the goods set forth in its application, is confusingly similar to Opposer's use of its QUANTUM Marks. Consumers will likely be confused as to the source of any goods offered by Applicant under Applicant's Mark, due to Opposer's senior use of QUANTUM and registration for Opposer's QUANTUM Marks for the goods and services provided under the QUANTUM Marks.

22. Registration of Applicant's Mark for the applied-for goods in the U.S. is likely to cause confusion, mistake, or deception among consumers. Registration of Applicant's Mark is also likely to damage the goodwill and consumer recognition that Opposer has built up in its QUANTUM Marks.

23. Registration of Applicant's Mark for the applied-for goods in the U.S. is also likely to dilute Opposer's distinctive and famous QUANTUM Marks in violation of Section 43 (c) of the Trademark Act. Specifically, Opposer claims that (1) it owns famous marks, QUANTUM and the other QUANTUM Marks, that are distinctive, (2) Applicant's use, if any use begins, of Applicant's Mark in commerce will dilute Opposer's famous QUANTUM mark, (3) Applicant's use, if any use begins, of Applicant's Mark in commerce will begin after Opposer's marks became famous, and (4) Applicant's use, if any use begins, of Applicant's Mark in commerce is likely to cause dilution by blurring or by tarnishment.

WHEREFORE, for the reasons set forth above, Opposer believes that it will be damaged by registration of Applicant's Mark in Ser. No. 88/892,358 and prays that registration be denied.

Opposer authorizes the Commissioner for Trademarks to charge the fee for filing this Notice of Opposition, or any other additional fees that may be due, to Deposit Account 601570.

DATED this 30th day of March, 2021.

Respectfully submitted,

McCoy Russell LLP



B. Anna McCoy
Oregon Bar Member, OR Bar Num. 003165
(member in good standing)
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Mark: QUANTUM

QUANTUM

US Serial Number: 85383238

Application Filing Date: Jul. 28, 2011

US Registration Number: 4252442

Registration Date: Dec. 04, 2012

Filed as TEAS Plus: Yes

Currently TEAS Plus: Yes

Register: Principal

Mark Type: Trademark, Service Mark

TM5 Common Status Descriptor:



LIVE/REGISTRATION/Issued and Active

The trademark application has been registered with the Office.

Status: A partial Sections 8 and 15 combined declaration has been accepted and acknowledged.

Status Date: Apr. 17, 2018

Publication Date: Sep. 18, 2012

Mark Information

Mark Literal Elements: QUANTUM

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

Mark Drawing Type: 4 - STANDARD CHARACTER MARK

Related Properties Information

Claimed Ownership of US Registrations: 1929540, 3115631, 3115832, 3115882 and others

Goods and Services

Note:

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

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

For: Adhesive bandages; Athletes' foot preparations; Cold sore treatment preparations; Cough syrups; Cough treatment preparations; Dietary supplements; Herbal supplements; Herbal topical creams, gels, salves, sprays, [powder,] balms, liniment and ointments for the relief of aches and pain; [Insect repellent in candle form;] Insect repellents; Insect repellents in pre-moistened towelette form; Lysine preparations; Medicated creams for treating dermatological conditions; Medicated lip balm; Medicated mouth care and treatment preparations; Medicated ointments for treating dermatological conditions; Medicated skin care preparations; Medicated throat sprays; Migraine treatment preparations; Mineral supplements; Non-medicated, therapeutic skin creams for the treatment of scar tissue and cracked skin; Nutraceuticals for use as a dietary supplement; Nutritional supplements; Pain relief medication; Preparations for treating colds; Syrups for pharmaceutical purposes for the treatment of flu; Throat lozenges; Topical dermatological preparations that treat insect bites and stings; Vitamin supplements; Zinc supplement lozenges

International Class(es): 005 - Primary Class

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

Class Status: ACTIVE

Basis: 1(a)

First Use: Jul. 31, 1986

Use in Commerce: Jul. 31, 1986

For: [Lice combs]

International Class(es): 010 - Primary Class

U.S Class(es): 026, 039, 044

Class Status: SECTION 8 - CANCELLED

Basis: 1(a)

First Use: Feb. 11, 2000

Use in Commerce: Feb. 11, 2000

For: Retail store and on-line retail store services featuring dietary supplements, mineral supplements, vitamin supplements, herbal supplements, nutraceuticals for use as a dietary supplement, nutritional supplements, adhesive bandages, pain relief medication, herbal topical creams, gels, salves, syrup, [powder,] balms, liniment and ointments for the relief of aches and pains, medicated lip balm, zinc supplement lozenges, throat lozenges, medicated throat spray, migraine treatment preparations, medicated skin care preparations, cold sore treatment preparations, cough treatment preparations, cough syrups, preparations for treating colds, syrups for pharmaceutical purpose for the treatment of flu, lysine preparations, medicated mouth care and treatment preparations, insect repellants, [insect repellants in candle form,] insect repellent in pre-moistened towelette form, topical dermatological preparations that treat insect bites and stings, athlete's foot preparations, medicated ointments for treating dermatological conditions, medicated creams for treating dermatological conditions, non-medicated therapeutic skin creams for the treatment of scar tissue and cracked skin, and lice combs

International Class(es): 035 - Primary Class

U.S Class(es): 100, 101, 102

Class Status: ACTIVE

Basis: 1(a)

First Use: Oct. 31, 2000

Use in Commerce: Oct. 31, 2000

Basis Information (Case Level)

Filed Use: Yes

Currently Use: Yes

Filed ITU: No

Currently ITU: No

Filed 44D: No

Currently 44E: No

Filed 44E: No

Currently 66A: No

Filed 66A: No

Currently No Basis: No

Filed No Basis: No

Current Owner(s) Information

Owner Name: QH HOLDINGS (OREGON), INC.

Owner Address: 488 EAST 11TH AVENUE, SUITE 220A
EUGENE, OREGON UNITED STATES 97401

Legal Entity Type: CORPORATION

State or Country Where Organized: DELAWARE

Attorney/Correspondence Information

Attorney of Record

Attorney Name: B. Anna McCoy

Docket Number: QUA20421

Attorney Primary Email Address: tmmail@mccrus.com

Attorney Email Authorized: Yes

Correspondent

Correspondent Name/Address: B. Anna McCoy
McCoy Russell LLP
806 SW Broadway, Suite 600
806 SW Broadway, Suite 600
Portland, OREGON UNITED STATES 97205

Phone: 9712718020

Fax: 9712718021

Correspondent e-mail: tmmail@mccrus.com trademarks@mccrus.com

Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Feb. 03, 2020	ATTORNEY/DOM.REP.REVOKED AND/OR APPOINTED	

Feb. 03, 2020	TEAS REVOKE/APP/CHANGE ADDR OF ATTY/DOM REP RECEIVED	
Oct. 16, 2019	AUTOMATIC UPDATE OF ASSIGNMENT OF OWNERSHIP	
Apr. 17, 2018	NOTICE OF ACCEPTANCE OF SEC. 8 & 15 - E-MAILED	
Apr. 17, 2018	REGISTERED - PARTIAL SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	69471
Apr. 17, 2018	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	69471
Apr. 06, 2018	TEAS SECTION 8 & 15 RECEIVED	
Dec. 04, 2017	COURTESY REMINDER - SEC. 8 (6-YR) E-MAILED	
Dec. 04, 2012	REGISTERED-PRINCIPAL REGISTER	
Sep. 18, 2012	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Sep. 18, 2012	PUBLISHED FOR OPPOSITION	
Aug. 29, 2012	NOTIFICATION OF NOTICE OF PUBLICATION E-MAILED	
Aug. 14, 2012	LAW OFFICE PUBLICATION REVIEW COMPLETED	68171
Aug. 13, 2012	ASSIGNED TO LIE	68171
Aug. 02, 2012	APPROVED FOR PUB - PRINCIPAL REGISTER	
Jul. 27, 2012	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
Jul. 27, 2012	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889
Jul. 27, 2012	TEAS RESPONSE TO SUSPENSION INQUIRY RECEIVED	
May 21, 2012	NOTIFICATION OF LETTER OF SUSPENSION E-MAILED	6332
May 21, 2012	LETTER OF SUSPENSION E-MAILED	6332
May 21, 2012	SUSPENSION LETTER WRITTEN	81097
May 18, 2012	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
May 17, 2012	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889
May 17, 2012	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Nov. 19, 2011	NOTIFICATION OF NON-FINAL ACTION E-MAILED	6325
Nov. 19, 2011	NON-FINAL ACTION E-MAILED	6325
Nov. 19, 2011	NON-FINAL ACTION WRITTEN	81097
Nov. 19, 2011	ASSIGNED TO EXAMINER	81097
Aug. 02, 2011	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Aug. 01, 2011	NEW APPLICATION ENTERED IN TRAM	

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: Not Found

Date in Location: Apr. 17, 2018

Assignment Abstract Of Title Information

Summary

Total Assignments: 1

Registrant: Quantum, Inc.

Assignment 1 of 1

Conveyance: MERGER EFFECTIVE 09/03/2019

Reel/Frame: [6769/0101](#)

Pages: 5

Date Recorded: Oct. 10, 2019

Supporting Documents: [assignment-tm-6769-0101.pdf](#)

Assignor

Name: [QUANTUM, INC.](#)

Execution Date: Sep. 03, 2019

Legal Entity Type: CORPORATION

State or Country Where Organized: OREGON

Assignee

Name: [QH HOLDINGS \(OREGON\), INC.](#)

Legal Entity Type: CORPORATION

State or Country Where Organized: DELAWARE

Address: 488 EAST 11TH AVENUE, SUITE 220A

EUGENE, OREGON 97401

Correspondent**Correspondent Name:** DAVID P. PETERSEN**Correspondent Address:** 121 SW SALMON STREET
ONE WORLD TRADE CENTER, SUITE 1600
PORTLAND, OR 97204**Domestic Representative - Not Found****Proceedings****Summary****Number of Proceedings:** 2**Type of Proceeding: Opposition****Proceeding Number:** [91231500](#)**Filing Date:** Nov 30, 2016**Status:** Terminated**Status Date:** Apr 26, 2017**Interlocutory Attorney:** YONG OH (RICHARD) KIM**Defendant****Name:** Quality IP Holdings, LLC**Correspondent Address:** DAVID R PARKINSON
PRICE PARKINSON & KERR PLLC
5742 WEST HAROLD GATTY DRIVE
SALT LAKE CITY UT UNITED STATES , 84116**Correspondent e-mail:** ip@mjstc.net , davidparkinson@ppktrial.com**Associated marks**

Mark	Application Status	Serial Number	Registration Number
QUANTRIM	Abandoned - After Inter-Partes Decision	87084791	

Plaintiff(s)**Name:** Quantum, Inc.**Correspondent Address:** DAVID P PETERSEN
KLARQUIST SPARKMAN LLP
ONE WORLD TRADE CENTER STE 1600, 121 SW SALMON STREET
PORTLAND OR UNITED STATES , 97204**Correspondent e-mail:** ptotmdocket@klarquist.com , david.petersen@klarquist.com , kevin.hayes@klarquist.com , salume.loesch@klarquist.com**Associated marks**

Mark	Application Status	Serial Number	Registration Number
QUANTUM	REGISTERED AND RENEWED	76539178	3115631
QUANTUM	REGISTERED AND RENEWED	76977189	3115882
QUANTUM	Partial Section 8 and 15 Accepted and Acknowledged	85383238	4252442
QUANTUM DERMA	REGISTERED AND RENEWED	78864621	3208827
QUANTUM HEALTH	REGISTERED AND RENEWED	77836584	3787270
QUANTUM HEALTH INSPIRED BY NATURE	Registered	86416167	5018447
QUANTUM BUZZ AWAY	REGISTERED AND RENEWED	74562890	1929540

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Nov 30, 2016	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Nov 30, 2016	Jan 09, 2017
3	PENDING, INSTITUTED	Nov 30, 2016	
4	ANSWER	Jan 09, 2017	
5	P MOT TO STRIKE	Jan 30, 2017	

6	SUSP PEND DISP OF OUTSTNDNG MOT	Feb 06, 2017
7	D OPP/RESP TO MOTION	Feb 14, 2017
8	AFFIRMATIVE DEFENSES STRIKEN; TRIAL DATES RESET	Mar 08, 2017
9	W/DRAW OF APPLICATION	Mar 22, 2017
10	BD DECISION: SUSTAINED	Apr 26, 2017
11	TERMINATED	Apr 26, 2017

Type of Proceeding: Opposition

Proceeding Number: [91207928](#)

Filing Date: Nov 08, 2012

Status: Terminated

Status Date: Mar 06, 2013

Interlocutory Attorney: CHERYL S GOODMAN

Defendant

Name: Delia C. Maceda

Correspondent Address: ROCHELLE D ALPERT
MORGAN LEWIS & BOCKIUS LLP
1 MARKET SPEAR STREET TOWER
SAN FRANCISCO CA UNITED STATES , 94105

Correspondent e-mail: ralpert@morganlewis.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
QUANTUMIN PLUS	Abandoned - After Inter-Partes Decision	85623603	

Plaintiff(s)

Name: Quantum, Inc.

Correspondent Address: SALUMEH R LOESCH
KLARQUIST SPARKMAN LLP
121 SW SALMON ST, ONE WORLD TRADE CTR
PORTLAND OR UNITED STATES , 97204

Correspondent e-mail: ptotmdocket@klarquist.com , salumeh.loesch@klarquist.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
QUANTUM	REGISTERED AND RENEWED	76539178	3115631
QUANTUM	REGISTERED AND RENEWED	76977189	3115882
QUANTUM DERMA	REGISTERED AND RENEWED	78864621	3208827
QUANTUM HEALTH	REGISTERED AND RENEWED	77836584	3787270
QUANTUM BUZZ AWAY	REGISTERED AND RENEWED	74562890	1929540
QUANTUM	Partial Section 8 and 15 Accepted and Acknowledged	85383238	4252442

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Nov 08, 2012	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Nov 08, 2012	Dec 18, 2012
3	PENDING, INSTITUTED	Nov 08, 2012	
4	NOTICE OF DEFAULT	Jan 15, 2013	
5	BD DECISION: SUSTAINED	Mar 06, 2013	
6	TERMINATED	Mar 06, 2013	

United States of America

United States Patent and Trademark Office

QUANTUM

Reg. No. 4,252,442

Registered Dec. 4, 2012

Int. Cls.: 5, 10 and 35

TRADEMARK

SERVICE MARK

PRINCIPAL REGISTER

QUANTUM, INC. (OREGON CORPORATION)
754 WASHINGTON STREET
EUGENE, OR 97401

FOR: ADHESIVE BANDAGES; ATHLETES' FOOT PREPARATIONS; COLD SORE TREATMENT PREPARATIONS; COUGH SYRUPS; COUGH TREATMENT PREPARATIONS; DIETARY SUPPLEMENTS; HERBAL SUPPLEMENTS; HERBAL TOPICAL CREAMS, GELS, SALVES, SPRAYS, POWDER, BALMS, LINIMENT AND OINTMENTS FOR THE RELIEF OF ACHES AND PAIN; INSECT REPELLENT IN CANDLE FORM; INSECT REPELLENTS; INSECT REPELLENTS IN PRE-MOISTENED TOWELETTE FORM; LYSINE PREPARATIONS; MEDICATED CREAMS FOR TREATING DERMATOLOGICAL CONDITIONS; MEDICATED LIP BALM; MEDICATED MOUTH CARE AND TREATMENT PREPARATIONS; MEDICATED OINTMENTS FOR TREATING DERMATOLOGICAL CONDITIONS; MEDICATED SKIN CARE PREPARATIONS; MEDICATED THROAT SPRAYS; MIGRAINE TREATMENT PREPARATIONS; MINERAL SUPPLEMENTS; NON-MEDICATED, THERAPEUTIC SKIN CREAMS FOR THE TREATMENT OF SCAR TISSUE AND CRACKED SKIN; NUTRACEUTICALS FOR USE AS A DIETARY SUPPLEMENT; NUTRITIONAL SUPPLEMENTS; PAIN RELIEF MEDICATION; PREPARATIONS FOR TREATING COLDS; SYRUPS FOR PHARMACEUTICAL PURPOSES FOR THE TREATMENT OF FLU; THROAT LOZENGES; TOPICAL DERMATOLOGICAL PREPARATIONS THAT TREAT INSECT BITES AND STINGS; VITAMIN SUPPLEMENTS; ZINC SUPPLEMENT LOZENGES, IN CLASS 5 (U.S. CLS. 6, 18, 44, 46, 51 AND 52).

FIRST USE 7-31-1986; IN COMMERCE 7-31-1986.

FOR: LICE COMBS, IN CLASS 10 (U.S. CLS. 26, 39 AND 44).

FIRST USE 2-11-2000; IN COMMERCE 2-11-2000.

FOR: RETAIL STORE AND ON-LINE RETAIL STORE SERVICES FEATURING DIETARY SUPPLEMENTS, MINERAL SUPPLEMENTS, VITAMIN SUPPLEMENTS, HERBAL SUPPLEMENTS, NUTRACEUTICALS FOR USE AS A DIETARY SUPPLEMENT, NUTRITIONAL SUPPLEMENTS, ADHESIVE BANDAGES, PAIN RELIEF MEDICATION, HERBAL TOPICAL CREAMS, GELS, SALVES, SYRUP, POWDER, BALMS, LINIMENT AND OINTMENTS FOR THE RELIEF OF ACHES AND PAINS, MEDICATED LIP BALM, ZINC SUPPLEMENT LOZENGES, THROAT LOZENGES, MEDICATED THROAT SPRAY, MIGRAINE TREATMENT PREPARATIONS, MEDICATED SKIN CARE PREPARATIONS, COLD SORE TREATMENT PREPARATIONS, COUGH TREATMENT PREPARATIONS, COUGH SYRUPS, PREPARA-



David J. Kappas

Director of the United States Patent and Trademark Office

Reg. No. 4,252,442 TIONS FOR TREATING COLDS, SYRUPS FOR PHARMACEUTICAL PURPOSE FOR THE TREATMENT OF FLU, LYSINE PREPARATIONS, MEDICATED MOUTH CARE AND TREATMENT PREPARATIONS, INSECT REPELLANTS, INSECT REPELLANTS IN CANDLE FORM, INSECT REPELLENT IN PRE-MOISTENED TOWELETTE FORM, TOPICAL DERMATOLOGICAL PREPARATIONS THAT TREAT INSECT BITES AND STINGS, ATHLETE'S FOOT PREPARATIONS, MEDICATED OINTMENTS FOR TREATING DERMATOLOGICAL CONDITIONS, MEDICATED CREAMS FOR TREATING DERMATOLOGICAL CONDITIONS, NON-MEDICATED THERAPEUTIC SKIN CREAMS FOR THE TREATMENT OF SCAR TISSUE AND CRACKED SKIN, AND LICE COMBS, IN CLASS 35 (U.S. CLS. 100, 101 AND 102).

FIRST USE 10-31-2000; IN COMMERCE 10-31-2000.

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

OWNER OF U.S. REG. NOS. 1,929,540, 3,115,882 AND OTHERS.

SER. NO. 85-383,238, FILED 7-28-2011.

ANTHONY RINKER, EXAMINING ATTORNEY

**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.

**The United States Patent and Trademark Office (USPTO) will NOT send you any future notice or
reminder of these filing requirements.**

***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 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>.

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Mark: QUANTUM HEALTH

QUANTUM HEALTH

US Serial Number: 87076347

Application Filing Date: Jun. 18, 2016

US Registration Number: 5145430

Registration Date: Feb. 21, 2017

Filed as TEAS RF: Yes

Currently TEAS RF: Yes

Register: Principal

Mark Type: Trademark

TM5 Common Status Descriptor:



LIVE/REGISTRATION/Issued and Active

The trademark application has been registered with the Office.

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

Status Date: Feb. 21, 2017

Publication Date: Dec. 06, 2016

Mark Information

Mark Literal Elements: QUANTUM HEALTH

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

Mark Drawing Type: 4 - STANDARD CHARACTER MARK

Disclaimer: "HEALTH"

Related Properties Information

Claimed Ownership of US Registrations: 1929540, 3115631, 3787270 and others

Goods and Services

Note:

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

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

For: Adhesive bandages; Athletes' foot treatment preparations; Cold sore treatment preparations; Cough syrups; Cough treatment preparations; Preparations for treating colds; Dietary supplements; Herbal supplements; Combination vitamin, mineral and dietary supplements, immune system treatment supplements; medicated eye first aid creams and lotions; Herbal topical creams, gels, salves, sprays, powder, balms and ointments for the relief of aches and pain; Insect repellents; Insect repellents in spray and pre-moistened towelette form; pesticides; Lysine preparations; Medicated creams for treating dermatological conditions; Medicated lip balm; Medicated mouth care and treatment preparations; Medicated ointments for treating dermatological conditions; Medicated skin care preparations; Medicated throat sprays; Migraine treatment preparations and supplements; Intestinal care treatments, Mineral supplements; Non-medicated, therapeutic skin creams for the treatment of scar tissue and cracked skin; Nutraceuticals for use as a dietary supplement; Nutritional supplements; Pain relief medication; Syrups for pharmaceutical purposes for the treatment of cold and flu; Throat lozenges; Topical dermatological preparations that treat insect bites and stings; Vitamin supplements; Zinc supplement lozenges; dietary supplements containing elderberry

International Class(es): 005 - Primary Class

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

Class Status: ACTIVE

Basis: 1(a)

First Use: Sep. 28, 2009

Use in Commerce: Sep. 28, 2009

Basis Information (Case Level)

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

Current Owner(s) Information

Owner Name: QH HOLDINGS (OREGON), INC.
Owner Address: 488 EAST 11TH AVENUE, SUITE 220A
 EUGENE, OREGON UNITED STATES 97401
Legal Entity Type: CORPORATION
State or Country Where Organized: DELAWARE

Attorney/Correspondence Information

Attorney of Record

Attorney Name: B. Anna McCoy
Attorney Primary Email Address: tmmail@mccrus.com
Docket Number: QUA20429
Attorney Email Authorized: Yes

Correspondent

Correspondent Name/Address: B. Anna McCoy
 McCoy Russell LLP
 806 SW Broadway, Suite 600
 806 SW Broadway, Suite 600
 Portland, OREGON UNITED STATES 97205
Phone: 9712718020
Fax: 9712718021
Correspondent e-mail: tmmail@mccrus.com trademarks@mccrus.com
Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Feb. 03, 2020	ATTORNEY/DOM.REP.REVOKED AND/OR APPOINTED	
Feb. 03, 2020	TEAS REVOKE/APP/CHANGE ADDR OF ATTY/DOM REP RECEIVED	
Oct. 16, 2019	AUTOMATIC UPDATE OF ASSIGNMENT OF OWNERSHIP	
Feb. 21, 2017	REGISTERED-PRINCIPAL REGISTER	
Dec. 06, 2016	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Dec. 06, 2016	PUBLISHED FOR OPPOSITION	
Nov. 16, 2016	NOTIFICATION OF NOTICE OF PUBLICATION E-MAILED	
Oct. 28, 2016	LAW OFFICE PUBLICATION REVIEW COMPLETED	77976
Oct. 21, 2016	APPROVED FOR PUB - PRINCIPAL REGISTER	
Sep. 29, 2016	EXAMINER'S AMENDMENT ENTERED	77976
Sep. 29, 2016	ASSIGNED TO LIE	77976
Sep. 29, 2016	NOTIFICATION OF EXAMINERS AMENDMENT E-MAILED	6328
Sep. 29, 2016	EXAMINERS AMENDMENT E-MAILED	6328
Sep. 29, 2016	EXAMINERS AMENDMENT -WRITTEN	76582
Sep. 27, 2016	ASSIGNED TO EXAMINER	76582
Jun. 23, 2016	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Jun. 22, 2016	NEW APPLICATION ENTERED IN TRAM	

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: PUBLICATION AND ISSUE SECTION

Date in Location: Feb. 21, 2017

Assignment Abstract Of Title Information

Summary

Total Assignments: 1

Registrant: Quantum, Inc.

Assignment 1 of 1

Conveyance: MERGER EFFECTIVE 09/03/2019

Reel/Frame: [6769/0101](#)

Pages: 5

Date Recorded: Oct. 10, 2019

Supporting Documents: [assignment-tm-6769-0101.pdf](#)

Assignor

Name: [QUANTUM, INC.](#)

Execution Date: Sep. 03, 2019

Legal Entity Type: CORPORATION

State or Country: OREGON
Where Organized:

Assignee

Name: [QH HOLDINGS \(OREGON\), INC.](#)

Legal Entity Type: CORPORATION

State or Country: DELAWARE
Where Organized:Address: 488 EAST 11TH AVENUE, SUITE 220A
EUGENE, OREGON 97401

Correspondent

Correspondent Name: DAVID P. PETERSEN

Correspondent Address: 121 SW SALMON STREET
ONE WORLD TRADE CENTER, SUITE 1600
PORTLAND, OR 97204

Domestic Representative - Not Found

United States of America

United States Patent and Trademark Office

QUANTUM HEALTH

Reg. No. 5,145,430

Registered Feb. 21, 2017

Int. Cl.: 5

Trademark

Principal Register

Quantum, Inc. (OREGON CORPORATION)
488 East 11th Ave., Ste. 220A
Eugene, OR 97401

CLASS 5: Adhesive bandages; Athletes' foot treatment preparations; Cold sore treatment preparations; Cough syrups; Cough treatment preparations; Preparations for treating colds; Dietary supplements; Herbal supplements; Combination vitamin, mineral and dietary supplements, immune system treatment supplements; medicated eye first aid creams and lotions; Herbal topical creams, gels, salves, sprays, powder, balms and ointments for the relief of aches and pain; Insect repellents; Insect repellents in spray and pre-moistened towelette form; pesticides; Lysine preparations; Medicated creams for treating dermatological conditions; Medicated lip balm; Medicated mouth care and treatment preparations; Medicated ointments for treating dermatological conditions; Medicated skin care preparations; Medicated throat sprays; Migraine treatment preparations and supplements; Intestinal care treatments, Mineral supplements; Non-medicated, therapeutic skin creams for the treatment of scar tissue and cracked skin; Nutraceuticals for use as a dietary supplement; Nutritional supplements; Pain relief medication; Syrups for pharmaceutical purposes for the treatment of cold and flu; Throat lozenges; Topical dermatological preparations that treat insect bites and stings; Vitamin supplements; Zinc supplement lozenges; dietary supplements containing elderberry

FIRST USE 9-28-2009; IN COMMERCE 9-28-2009

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

OWNER OF U.S. REG. NO. 3115631, 1929540, 3787270

No claim is made to the exclusive right to use the following apart from the mark as shown: "HEALTH"

SER. NO. 87-076,347, FILED 06-18-2016
BRIDGETT G SMITH, 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>.

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Mark: QUANTUM

QUANTUM

US Serial Number: 76539178

Application Filing Date: Aug. 21, 2003

US Registration Number: 3115631

Registration Date: Jul. 18, 2006

Register: Principal

Mark Type: Trademark

TM5 Common Status Descriptor:



LIVE/REGISTRATION/Issued and Active

The trademark application has been registered with the Office.

Status: The registration has been renewed.

Status Date: Sep. 07, 2016

Publication Date: Nov. 08, 2005

Mark Information

Mark Literal Elements: QUANTUM

Standard Character Claim: No

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

Related Properties Information

Parent Of: 76977189, 76977190

Goods and Services

Note:

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

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

For: Insect repellant; lice treatment preparations; preparations for treating coughs, colds and flus; throat lozenges; herbal supplements; nutritional supplements in liquid, powder, tablet and capsule form containing antioxidants and herbs; pain relief medications; mineral supplements; medicated lip balms; medicated skin preparations; preparations for the treatment of cold sores

International Class(es): 005 - Primary Class

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

Class Status: ACTIVE

Basis: 1(a)

First Use: Jul. 1986

Use in Commerce: Jul. 1986

Basis Information (Case Level)

Filed Use: Yes

Currently Use: Yes

Filed ITU: No

Currently ITU: No

Filed 44D: No

Currently 44E: No

Filed 44E: No

Currently 66A: No

Filed 66A: No

Currently No Basis: No

Filed No Basis: No

Current Owner(s) Information

Owner Name: QH HOLDINGS (OREGON), INC.
Owner Address: 488 EAST 11TH AVENUE, SUITE 220A
 EUGENE, OREGON UNITED STATES 97401
Legal Entity Type: CORPORATION **State or Country** DELAWARE
Where Organized:

Attorney/Correspondence Information

Attorney of Record

Attorney Name: B. Anna McCoy **Docket Number:** QUA20412
Attorney Primary Email Address: tmmail@mccrus.com **Attorney Email Authorized:** Yes

Correspondent

Correspondent Name/Address: B. Anna McCoy
 McCoy Russell LLP
 806 SW Broadway, Suite 600
 806 SW Broadway, Suite 600
 Portland, OREGON UNITED STATES 97205
Phone: 9712718020 **Fax:** 9712718021
Correspondent e-mail: tmmail@mccrus.com trademarks@mccrus.com **Correspondent e-mail Authorized:** Yes

Domestic Representative

Domestic Representative Name: 1600

Prosecution History

Date	Description	Proceeding Number
Feb. 03, 2020	ATTORNEY/DOM.REP.REVOKED AND/OR APPOINTED	
Feb. 03, 2020	TEAS REVOKE/APP/CHANGE ADDR OF ATTY/DOM REP RECEIVED	
Oct. 16, 2019	AUTOMATIC UPDATE OF ASSIGNMENT OF OWNERSHIP	
Sep. 07, 2016	NOTICE OF ACCEPTANCE OF SEC. 8 & 9 - E-MAILED	
Sep. 07, 2016	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	67723
Sep. 07, 2016	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	67723
Sep. 07, 2016	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	67723
Jun. 16, 2016	TEAS SECTION 8 & 9 RECEIVED	
Jul. 18, 2015	COURTESY REMINDER - SEC. 8 (10-YR)/SEC. 9 E-MAILED	
Sep. 06, 2011	NOTICE OF ACCEPTANCE OF SEC. 8 & 15 - E-MAILED	
Sep. 06, 2011	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	64591
Sep. 06, 2011	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	64591
Jul. 26, 2011	TEAS SECTION 8 & 15 RECEIVED	
Jul. 18, 2006	REGISTERED-PRINCIPAL REGISTER	
Jun. 01, 2006	EXTENSION OF TIME TO OPPOSE PROCESS - TERMINATED	
Dec. 08, 2005	EXTENSION OF TIME TO OPPOSE RECEIVED	
Nov. 08, 2005	PUBLISHED FOR OPPOSITION	
Oct. 19, 2005	NOTICE OF PUBLICATION	
Sep. 26, 2005	LAW OFFICE PUBLICATION REVIEW COMPLETED	77976
Sep. 23, 2005	ASSIGNED TO LIE	77976
Jul. 18, 2005	APPROVED FOR PUB - PRINCIPAL REGISTER	
Jul. 17, 2005	AMENDMENT FROM APPLICANT ENTERED	72067
May 07, 2005	CORRESPONDENCE RECEIVED IN LAW OFFICE	72067
Jul. 05, 2005	PAPER RECEIVED	
May 18, 2005	REPORT COMPLETED SUSPENSION CHECK CASE STILL SUSPENDED	
Apr. 20, 2005	ATTORNEY/DOM.REP.REVOKED AND/OR APPOINTED	

Apr. 20, 2005	TEAS REVOKE/APP/CHANGE ADDR OF ATTY/DOM REP RECEIVED	
Nov. 18, 2004	LETTER OF SUSPENSION MAILED	
Nov. 17, 2004	SUSPENSION LETTER WRITTEN	67971
Nov. 15, 2004	DIVISIONAL PROCESSING COMPLETE	
Nov. 15, 2004	DIVISIONAL PROCESSING COMPLETE	
Aug. 23, 2004	DIVISIONAL REQUEST RECEIVED	
Oct. 28, 2004	PAPER RECEIVED	
Oct. 26, 2004	AMENDMENT FROM APPLICANT ENTERED	88888
Oct. 26, 2004	CORRESPONDENCE RECEIVED IN LAW OFFICE	88888
Sep. 16, 2004	ASSIGNED TO LIE	66230
Aug. 23, 2004	PAPER RECEIVED	
Feb. 24, 2004	NON-FINAL ACTION MAILED	
Feb. 17, 2004	ASSIGNED TO EXAMINER	67971

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: GENERIC WEB UPDATE

Date in Location: Sep. 07, 2016

Assignment Abstract Of Title Information

Summary

Total Assignments: 1

Registrant: Quantum, Inc.

Assignment 1 of 1

Conveyance: MERGER EFFECTIVE 09/03/2019

Reel/Frame: [6769/0101](#)

Pages: 5

Date Recorded: Oct. 10, 2019

Supporting Documents: [assignment-tm-6769-0101.pdf](#)

Assignor

Name: [QUANTUM, INC.](#)

Execution Date: Sep. 03, 2019

Legal Entity Type: CORPORATION

State or Country Where Organized: OREGON

Assignee

Name: [QH HOLDINGS \(OREGON\), INC.](#)

State or Country Where Organized: DELAWARE

Legal Entity Type: CORPORATION

Address: 488 EAST 11TH AVENUE, SUITE 220A
EUGENE, OREGON 97401

Correspondent

Correspondent Name: DAVID P. PETERSEN

Correspondent Address: 121 SW SALMON STREET
ONE WORLD TRADE CENTER, SUITE 1600
PORTLAND, OR 97204

Domestic Representative - Not Found

Proceedings

Summary

Number of Proceedings: 4

Type of Proceeding: Opposition

Proceeding Number: [91231500](#)

Filing Date: Nov 30, 2016

Status: Terminated**Status Date:** Apr 26, 2017**Interlocutory Attorney:** YONG OH (RICHARD) KIM**Defendant****Name:** Quality IP Holdings, LLC**Correspondent Address:** DAVID R PARKINSON
PRICE PARKINSON & KERR PLLC
5742 WEST HAROLD GATTY DRIVE
SALT LAKE CITY UT UNITED STATES , 84116**Correspondent e-mail:** ip@mjstc.net , davidparkinson@ppktrial.com**Associated marks**

Mark	Application Status	Serial Number	Registration Number
QUANTRIM	Abandoned - After Inter-Partes Decision	87084791	

Plaintiff(s)**Name:** Quantum, Inc.**Correspondent Address:** DAVID P PETERSEN
KLARQUIST SPARKMAN LLP
ONE WORLD TRADE CENTER STE 1600, 121 SW SALMON STREET
PORTLAND OR UNITED STATES , 97204**Correspondent e-mail:** ptotmdocket@klarquist.com , david.petersen@klarquist.com , kevin.hayes@klarquist.com , salume.loesch@klarquist.com**Associated marks**

Mark	Application Status	Serial Number	Registration Number
QUANTUM	REGISTERED AND RENEWED	76539178	3115631
QUANTUM	REGISTERED AND RENEWED	76977189	3115882
QUANTUM	Partial Section 8 and 15 Accepted and Acknowledged	85383238	4252442
QUANTUM DERMA	REGISTERED AND RENEWED	78864621	3208827
QUANTUM HEALTH	REGISTERED AND RENEWED	77836584	3787270
QUANTUM HEALTH INSPIRED BY NATURE	Registered	86416167	5018447
QUANTUM BUZZ AWAY	REGISTERED AND RENEWED	74562890	1929540

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Nov 30, 2016	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Nov 30, 2016	Jan 09, 2017
3	PENDING, INSTITUTED	Nov 30, 2016	
4	ANSWER	Jan 09, 2017	
5	P MOT TO STRIKE	Jan 30, 2017	
6	SUSP PEND DISP OF OUTSTNDNG MOT	Feb 06, 2017	
7	D OPP/RESP TO MOTION	Feb 14, 2017	
8	AFFIRMATIVE DEFENSES STRIKEN; TRIAL DATES RESET	Mar 08, 2017	
9	W/DRAW OF APPLICATION	Mar 22, 2017	
10	BD DECISION: SUSTAINED	Apr 26, 2017	
11	TERMINATED	Apr 26, 2017	

Type of Proceeding: Opposition**Proceeding Number:** [91207928](#)**Filing Date:** Nov 08, 2012**Status:** Terminated**Status Date:** Mar 06, 2013**Interlocutory Attorney:** CHERYL S GOODMAN**Defendant****Name:** Delia C. Maceda**Correspondent Address:** ROCHELLE D ALPERT
MORGAN LEWIS & BOCKIUS LLP
1 MARKET SPEAR STREET TOWER

SAN FRANCISCO CA UNITED STATES , 94105

Correspondent e-mail: ralpert@morganlewis.com**Associated marks**

Mark	Application Status	Serial Number	Registration Number
QUANTUMIN PLUS	Abandoned - After Inter-Partes Decision	85623603	

Plaintiff(s)

Name: Quantum, Inc.

Correspondent SALUMEH R LOESCH
 Address: KLARQUIST SPARKMAN LLP
 121 SW SALMON ST, ONE WORLD TRADE CTR
 PORTLAND OR UNITED STATES , 97204

Correspondent e-mail: ptotmdocket@klarquist.com , salumeh.loesch@klarquist.com**Associated marks**

Mark	Application Status	Serial Number	Registration Number
QUANTUM	REGISTERED AND RENEWED	76539178	3115631
QUANTUM	REGISTERED AND RENEWED	76977189	3115882
QUANTUM DERMA	REGISTERED AND RENEWED	78864621	3208827
QUANTUM HEALTH	REGISTERED AND RENEWED	77836584	3787270
QUANTUM BUZZ AWAY	REGISTERED AND RENEWED	74562890	1929540
QUANTUM	Partial Section 8 and 15 Accepted and Acknowledged	85383238	4252442

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Nov 08, 2012	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Nov 08, 2012	Dec 18, 2012
3	PENDING, INSTITUTED	Nov 08, 2012	
4	NOTICE OF DEFAULT	Jan 15, 2013	
5	BD DECISION: SUSTAINED	Mar 06, 2013	
6	TERMINATED	Mar 06, 2013	

Type of Proceeding: OppositionProceeding Number: [91200227](#)

Filing Date: Jun 08, 2011

Status: Terminated

Status Date: Sep 23, 2011

Interlocutory Attorney: ELIZABETH WINTER

Defendant

Name: Daren Lam

Correspondent DAREN LAM
 Address: 3604 SAINT ELIZABETH RD
 GLENDALE CA UNITED STATES , 91206-1228

Associated marks

Mark	Application Status	Serial Number	Registration Number
QUANTUM	Abandoned - After Inter-Partes Decision	85115906	

Plaintiff(s)

Name: Quantum, Inc.

Correspondent SALUMEH R LOESCH
 Address: KLARQUIST SPARKMAN LLP
 121 SW SALMON STREET, ONE WORLD TRADE CENTER SUITE 1600
 PORTLAND OR UNITED STATES , 97204

Correspondent e-mail: ptotmdocket@klarquist.com , salumeh.loesch@klarquist.com , david.petersen@klarquist.com**Associated marks**

Mark	Application Status	Serial	Registration

Mark	Application Status	Number	Number
QUANTUM	REGISTERED AND RENEWED	76539178	3115631
QUANTUM	REGISTERED AND RENEWED	76977189	3115882
QUANTUM DERMA	REGISTERED AND RENEWED	78864621	3208827
QUANTUM HEALTH	REGISTERED AND RENEWED	77836584	3787270
QUANTUM BUZZ AWAY	REGISTERED AND RENEWED	74562890	1929540

Prosecution History			
Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Jun 08, 2011	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Jun 14, 2011	Jul 24, 2011
3	PENDING, INSTITUTED	Jun 14, 2011	
4	NOTICE OF DEFAULT	Aug 09, 2011	
5	BOARD'S DECISION: SUSTAINED	Sep 23, 2011	
6	TERMINATED	Sep 23, 2011	

Type of Proceeding: Extension of Time

Proceeding Number: [76539178](#)

Filing Date: Dec 08, 2005

Status: Terminated

Status Date: Jun 01, 2006

Interlocutory Attorney:

Defendant

Name: Quantum, Inc.

Correspondent Address: David P. Petersen
Klarquist Sparkman, LLP
One World Trade Center, Suite 1600 121 S.W. Salmon Street
Portland OR UNITED STATES , 97204

Associated marks

Mark	Application Status	Serial Number	Registration Number
QUANTUM	REGISTERED AND RENEWED	76539178	3115631

Potential Opposer(s)

Name: Schering-Plough Veterinary Corporation

Correspondent Address: Nancy L. Rowe
Schering Corporation
2000 Galloping Hill Road
Kenilworth NJ UNITED STATES , 07033

Correspondent e-mail: tmocket@oblon.com , dkera@oblon.com

Prosecution History			
Entry Number	History Text	Date	Due Date
1	INCOMING - EXT TIME TO OPPOSE FILED	Dec 08, 2005	
2	EXTENSION OF TIME GRANTED	Dec 08, 2005	
3	INCOMING - EXT TIME TO OPPOSE FILED	Mar 06, 2006	
4	EXTENSION OF TIME GRANTED	Mar 06, 2006	

Int. Cl.: 5

Prior U.S. Cls.: 6, 18, 44, 46, 51 and 52

Reg. No. 3,115,631

United States Patent and Trademark Office

Registered July 18, 2006

**TRADEMARK
PRINCIPAL REGISTER**

QUANTUM

QUANTUM, INC. (OREGON CORPORATION)
754 WASHINGTON STREET
EUGENE, OR 97401

FOR: INSECT REPELLANT; LICE TREATMENT PREPARATIONS; PREPARATIONS FOR TREATING COUGHS, COLDS AND FLUS; THROAT LOZENGES; HERBAL SUPPLEMENTS; NUTRITIONAL SUPPLEMENTS IN LIQUID, POWDER, TABLET AND CAPSULE FORM CONTAINING ANTIOXIDANTS AND HERBS; PAIN RELIEF MEDICA-

TIONS; MINERAL SUPPLEMENTS; MEDICATED LIP BALMS; MEDICATED SKIN PREPARATIONS; PREPARATIONS FOR THE TREATMENT OF COLD SORES, IN CLASS 5 (U.S. CLS. 6, 18, 44, 46, 51 AND 52).

FIRST USE 7-0-1986; IN COMMERCE 7-0-1986.

SER. NO. 76-539,178, FILED 8-21-2003.

ANGELA M. MICHELI, EXAMINING ATTORNEY

Generated on: This page was generated by TSDR on 2021-03-04 15:41:55 EST

Mark: QUANTUM HEALTH INSPIRED BY NATURE

QUANTUM HEALTH INSPIRED BY
NATURE

US Serial Number: 86416167

Application Filing Date: Oct. 06, 2014

US Registration Number: 5018447

Registration Date: Aug. 09, 2016

Register: Principal

Mark Type: Trademark, Service Mark

TM5 Common Status Descriptor:



LIVE/REGISTRATION/Issued and Active

The trademark application has been registered with the Office.

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

Status Date: Aug. 09, 2016

Publication Date: Mar. 24, 2015

Notice of Allowance Date: May 19, 2015

Mark Information

Mark Literal Elements: QUANTUM HEALTH INSPIRED BY NATURE

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

Mark Drawing Type: 4 - STANDARD CHARACTER MARK

Related Properties Information

Claimed Ownership of US Registrations: 3115631, 3787270, 4252442

Goods and Services

Note:

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

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

For: Adhesive bandages; Athletes' foot treatment preparations; Cold sore treatment preparations; Cough syrups; Cough treatment preparations; Preparations for treating colds; Dietary supplements; Herbal supplements; Combination vitamin, mineral and dietary supplements, immune system treatment supplements; Eye first aid creams and lotions, medicated; Herbal topical creams, gels, salves, sprays, powder, balms and ointments for the relief of aches and pain; Insect repellents; Insect repellents in spray and pre-moistened towelette form; pesticides; Lysine preparations; Medicated creams for treating dermatological conditions; Medicated lip balm; Medicated mouth care and treatment preparations; Medicated ointments for treating dermatological conditions; Medicated skin care preparations; Medicated throat sprays; Migraine treatment preparations and supplements; Intestinal care treatments, Mineral supplements; Non-medicated, therapeutic skin creams for the treatment of scar tissue and cracked skin; Nutraceuticals for use as a dietary supplement; Nutritional supplements; Pain relief medication; Syrups for pharmaceutical purposes for the treatment of cold and flu; Throat lozenges; Topical dermatological preparations that treat insect bites and stings; Vitamin supplements; Zinc containing supplement lozenges; elderberry containing supplements

International Class(es): 005 - Primary Class

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

Class Status: ACTIVE

Basis: 1(a)

First Use: May 06, 2016

Use in Commerce: May 06, 2016

For: On-line retail store services featuring health care products, dietary supplements, mineral supplements, vitamin supplements, herbal

supplements, nutraceuticals for use as a dietary supplements, combination supplement formulas, immune system treatment supplements, nutritional supplements, first aid creams and lotions, adhesive bandages, sunscreen and sunblock preparations, pain relief medication, herbal topical creams, gels, salves, sprays, syrup, powder, balms, liniment and ointments for the relief of aches and pains and for skin treatment, medicated lip balm, zinc supplement lozenges, throat lozenges, medicated throat spray, migraine treatment preparations and supplements, non-medicated and medicated skin care preparations, cold sore treatment preparations, cough treatment preparations, cough syrups, preparations for treating colds, syrups for pharmaceutical purpose for the treatment of flu, lysine preparations, medicated mouth care and treatment preparations, cold sore treatment preparations, insect repellants, insect repellants in candle form, insect repellent in pre-moistened towelette form, pesticides, topical dermatological preparations that treat insect bites, insect stings, burns, and cuts, athlete's foot treatment preparations, medicated preparations, ointments and creams for treating dermatological conditions, non-medicated therapeutic skin creams for the treatment of scar tissue and cracked skin, and stretch marks

International Class(es): 035 - Primary Class

U.S Class(es): 100, 101, 102

Class Status: ACTIVE

Basis: 1(a)

First Use: May 06, 2016

Use in Commerce: May 06, 2016

Basis Information (Case Level)

Filed Use: No

Currently Use: Yes

Filed ITU: Yes

Currently ITU: No

Filed 44D: No

Currently 44E: No

Filed 44E: No

Currently 66A: No

Filed 66A: No

Currently No Basis: No

Filed No Basis: No

Current Owner(s) Information

Owner Name: QH HOLDINGS (OREGON), INC.

Owner Address: 488 EAST 11TH AVENUE, SUITE 220A
EUGENE, OREGON UNITED STATES 97401

Legal Entity Type: CORPORATION

State or Country Where Organized: DELAWARE

Attorney/Correspondence Information

Attorney of Record

Attorney Name: B. Anna McCoy

Docket Number: QUA20427

Attorney Primary Email Address: tmmail@mccrus.com

Attorney Email Authorized: Yes

Correspondent

Correspondent Name/Address: B. Anna McCoy
McCoy Russell LLP
806 SW Broadway, Suite 600
806 SW Broadway, Suite 600
Portland, OREGON UNITED STATES 97205

Phone: 9712718020

Fax: 9712718021

Correspondent e-mail: tmmail@mccrus.com trademarks@mccrus.com

Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Feb. 03, 2020	ATTORNEY/DOM.REP.REVOKED AND/OR APPOINTED	
Feb. 03, 2020	TEAS REVOKE/APP/CHANGE ADDR OF ATTY/DOM REP RECEIVED	
Oct. 16, 2019	AUTOMATIC UPDATE OF ASSIGNMENT OF OWNERSHIP	
Aug. 09, 2016	REGISTERED-PRINCIPAL REGISTER	
Jul. 06, 2016	NOTICE OF ACCEPTANCE OF STATEMENT OF USE E-MAILED	
Jul. 05, 2016	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	

Jun. 21, 2016	NOTICE OF APPROVAL OF EXTENSION REQUEST E-MAILED	
Jun. 20, 2016	STATEMENT OF USE PROCESSING COMPLETE	66154
May 16, 2016	USE AMENDMENT FILED	66154
Jun. 20, 2016	EXTENSION 2 GRANTED	66154
May 16, 2016	EXTENSION 2 FILED	66154
Jun. 16, 2016	CASE ASSIGNED TO INTENT TO USE PARALEGAL	66154
May 16, 2016	TEAS EXTENSION RECEIVED	
May 16, 2016	TEAS STATEMENT OF USE RECEIVED	
Nov. 20, 2015	NOTICE OF APPROVAL OF EXTENSION REQUEST E-MAILED	
Nov. 18, 2015	EXTENSION 1 GRANTED	98765
Nov. 18, 2015	EXTENSION 1 FILED	98765
Nov. 18, 2015	TEAS EXTENSION RECEIVED	
May 19, 2015	NOA E-MAILED - SOU REQUIRED FROM APPLICANT	
Mar. 24, 2015	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Mar. 24, 2015	PUBLISHED FOR OPPOSITION	
Mar. 04, 2015	NOTIFICATION OF NOTICE OF PUBLICATION E-MAILED	
Feb. 18, 2015	LAW OFFICE PUBLICATION REVIEW COMPLETED	68123
Feb. 18, 2015	ASSIGNED TO LIE	68123
Jan. 29, 2015	APPROVED FOR PUB - PRINCIPAL REGISTER	
Jan. 28, 2015	EXAMINER'S AMENDMENT ENTERED	88888
Jan. 28, 2015	NOTIFICATION OF EXAMINERS AMENDMENT E-MAILED	6328
Jan. 28, 2015	EXAMINERS AMENDMENT E-MAILED	6328
Jan. 28, 2015	EXAMINERS AMENDMENT -WRITTEN	83285
Jan. 24, 2015	ASSIGNED TO EXAMINER	83285
Oct. 11, 2014	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Oct. 09, 2014	NEW APPLICATION ENTERED IN TRAM	

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: PUBLICATION AND ISSUE SECTION

Date in Location: Jul. 05, 2016

Assignment Abstract Of Title Information

Summary

Total Assignments: 1

Registrant: Quantum, Inc.

Assignment 1 of 1

Conveyance: MERGER EFFECTIVE 09/03/2019

Reel/Frame: [6769/0101](#)

Pages: 5

Date Recorded: Oct. 10, 2019

Supporting Documents: [assignment-tm-6769-0101.pdf](#)

Assignor

Name: [QUANTUM, INC.](#)

Execution Date: Sep. 03, 2019

Legal Entity Type: CORPORATION

State or Country Where Organized: OREGON

Assignee

Name: [QH HOLDINGS \(OREGON\), INC.](#)

Legal Entity Type: CORPORATION

State or Country Where Organized: DELAWARE

Address: 488 EAST 11TH AVENUE, SUITE 220A
EUGENE, OREGON 97401

Correspondent

Correspondent Name: DAVID P. PETERSEN

Correspondent 121 SW SALMON STREET
Address: ONE WORLD TRADE CENTER, SUITE 1600
 PORTLAND, OR 97204

Domestic Representative - Not Found

Proceedings

Summary

Number of Proceedings: 1

Type of Proceeding: Opposition

Proceeding Number: [91231500](#) **Filing Date:** Nov 30, 2016
Status: Terminated **Status Date:** Apr 26, 2017
Interlocutory Attorney: YONG OH (RICHARD) KIM

Defendant

Name: Quality IP Holdings, LLC
Correspondent Address: DAVID R PARKINSON
 PRICE PARKINSON & KERR PLLC
 5742 WEST HAROLD GATTY DRIVE
 SALT LAKE CITY UT UNITED STATES , 84116
Correspondent e-mail: ip@mjstc.net , davidparkinson@ppktrial.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
QUANTRIM	Abandoned - After Inter-Partes Decision	87084791	

Plaintiff(s)

Name: Quantum, Inc.
Correspondent Address: DAVID P PETERSEN
 KLARQUIST SPARKMAN LLP
 ONE WORLD TRADE CENTER STE 1600, 121 SW SALMON STREET
 PORTLAND OR UNITED STATES , 97204
Correspondent e-mail: ptotmdocket@klarquist.com , david.petersen@klarquist.com , kevin.hayes@klarquist.com , salume.h.loesch@klarquist.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
QUANTUM	REGISTERED AND RENEWED	76539178	3115631
QUANTUM	REGISTERED AND RENEWED	76977189	3115882
QUANTUM	Partial Section 8 and 15 Accepted and Acknowledged	85383238	4252442
QUANTUM DERMA	REGISTERED AND RENEWED	78864621	3208827
QUANTUM HEALTH	REGISTERED AND RENEWED	77836584	3787270
QUANTUM HEALTH INSPIRED BY NATURE	Registered	86416167	5018447
QUANTUM BUZZ AWAY	REGISTERED AND RENEWED	74562890	1929540

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Nov 30, 2016	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Nov 30, 2016	Jan 09, 2017
3	PENDING, INSTITUTED	Nov 30, 2016	
4	ANSWER	Jan 09, 2017	
5	P MOT TO STRIKE	Jan 30, 2017	
6	SUSP PEND DISP OF OUTSTNDNG MOT	Feb 06, 2017	
7	D OPP/RESP TO MOTION	Feb 14, 2017	
8	AFFIRMATIVE DEFENSES STRIKEN; TRIAL DATES RESET	Mar 08, 2017	
9	W/DRAW OF APPLICATION	Mar 22, 2017	

10

BD DECISION: SUSTAINED

Apr 26, 2017

11

TERMINATED

Apr 26, 2017

United States of America

United States Patent and Trademark Office

QUANTUM HEALTH INSPIRED BY NATURE

Reg. No. 5,018,447

Quantum, Inc. (OREGON CORPORATION)

Registered Aug. 09, 2016

754 Washington St.

Eugene, OR 97401

Int. Cl.: 5, 35

Service Mark

Trademark

Principal Register

CLASS 5: Adhesive bandages; Athletes' foot treatment preparations; Cold sore treatment preparations; Cough syrups; Cough treatment preparations; Preparations for treating colds; Dietary supplements; Herbal supplements; Combination vitamin, mineral and dietary supplements, immune system treatment supplements; Eye first aid creams and lotions, medicated; Herbal topical creams, gels, salves, sprays, powder, balms and ointments for the relief of aches and pain; Insect repellents; Insect repellents in spray and pre-moistened towelette form; pesticides; Lysine preparations; Medicated creams for treating dermatological conditions; Medicated lip balm; Medicated mouth care and treatment preparations; Medicated ointments for treating dermatological conditions; Medicated skin care preparations; Medicated throat sprays; Migraine treatment preparations and supplements; Intestinal care treatments, Mineral supplements; Non-medicated, therapeutic skin creams for the treatment of scar tissue and cracked skin; Nutraceuticals for use as a dietary supplement; Nutritional supplements; Pain relief medication; Syrups for pharmaceutical purposes for the treatment of cold and flu; Throat lozenges; Topical dermatological preparations that treat insect bites and stings; Vitamin supplements; Zinc containing supplement lozenges; elderberry containing supplements

FIRST USE 5-6-2016; IN COMMERCE 5-6-2016

CLASS 35: On-line retail store services featuring health care products, dietary supplements, mineral supplements, vitamin supplements, herbal supplements, nutraceuticals for use as a dietary supplements, combination supplement formulas, immune system treatment supplements, nutritional supplements, first aid creams and lotions, adhesive bandages, sunscreen and sunblock preparations, pain relief medication, herbal topical creams, gels, salves, sprays, syrup, powder, balms, liniment and ointments for the relief of aches and pains and for skin treatment, medicated lip balm, zinc supplement lozenges, throat lozenges, medicated throat spray, migraine treatment preparations and supplements, non-medicated and medicated skin care preparations, cold sore treatment preparations, cough treatment preparations, cough syrups, preparations for treating colds, syrups for pharmaceutical purpose for the treatment of flu, lysine preparations, medicated mouth care and treatment preparations, cold sore treatment preparations, insect repellants, insect repellants in candle form, insect repellent in pre-moistened towelette form, pesticides, topical dermatological preparations that treat insect bites, insect stings, burns, and cuts, athlete's foot treatment preparations, medicated preparations, ointments and creams for treating dermatological conditions, non-medicated therapeutic skin creams for the treatment of scar tissue and cracked skin, and stretch marks

FIRST USE 5-6-2016; IN COMMERCE 5-6-2016



Michelle K. Lee

Director of the United States
Patent and Trademark Office

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

OWNER OF U.S. REG. NO. 3115631, 4252442, 3787270

SER. NO. 86-416,167, FILED 10-06-2014

MORGAN LAURA MEYERS, EXAMINING ATTORNEY

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>.

Generated on: This page was generated by TSDR on 2021-03-04 15:43:13 EST

Mark: QUANTUM HEALTH

QUANTUM HEALTH

US Serial Number: 77836584

Application Filing Date: Sep. 28, 2009

US Registration Number: 3787270

Registration Date: May 11, 2010

Register: Principal

Mark Type: Service Mark

TM5 Common Status Descriptor:



LIVE/REGISTRATION/Issued and Active

The trademark application has been registered with the Office.

Status: The registration has been renewed.

Status Date: Jul. 01, 2020

Publication Date: Feb. 23, 2010

Mark Information

Mark Literal Elements: QUANTUM HEALTH

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

Mark Drawing Type: 4 - STANDARD CHARACTER MARK

Disclaimer: "HEALTH"

Related Properties Information

Claimed Ownership of US Registrations: 1929540, 3115631, 3115882

Goods and Services

Note:

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

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

For: Online retail store services featuring health care products, herbal supplements, vitamin supplements, mineral supplements, combination supplement formulas, nutraceuticals, amino acids, insect repellent, household pesticides, first aid creams and lotions, athlete's foot treatment, canker sore treatment, cold sore treatment, cough, cold and flu treatments, dry mouth medicine, eye health supplements, oral care, immune system supplements, intestinal care medicine and migraine supplements

International Class(es): 035 - Primary Class

U.S Class(es): 100, 101, 102

Class Status: ACTIVE

Basis: 1(a)

First Use: Dec. 31, 1996

Use in Commerce: Dec. 31, 1996

Basis Information (Case Level)

Filed Use: Yes

Currently Use: Yes

Filed ITU: No

Currently ITU: No

Filed 44D: No

Currently 44E: No

Filed 44E: No

Currently 66A: No

Filed 66A: No

Currently No Basis: No

Filed No Basis: No

Current Owner(s) Information

Owner Name: QH HOLDINGS (OREGON), INC.**Owner Address:** SUITE 220A
488 EAST 11TH AVENUE
EUGENE, OREGON UNITED STATES 97401**Legal Entity Type:** CORPORATION**State or Country** DELAWARE
Where Organized:

Attorney/Correspondence Information

Attorney of Record

Attorney Name: B. Anna McCoy**Docket Number:** QUA20402US35**Attorney Primary** anna@mccrus.com
Email Address:**Attorney Email** Yes
Authorized:

Correspondent

Correspondent B. Anna McCoy
Name/Address: McCoy Russell LLP
806 SW Broadway
SUITE 600
Portland, OREGON UNITED STATES 97205**Phone:** 971-271-8020**Fax:** 971-271-8021**Correspondent e-** anna@mccrus.com penfield@mccrus.com soder@mccrus.com
mail: @mccrus.com**Correspondent e-** Yes
mail Authorized:

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Jul. 01, 2020	NOTICE OF ACCEPTANCE OF SEC. 8 & 9 - E-MAILED	
Jul. 01, 2020	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	76874
Jul. 01, 2020	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	76874
Jul. 01, 2020	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	76874
Apr. 20, 2020	TEAS SECTION 8 & 9 RECEIVED	
Feb. 03, 2020	ATTORNEY/DOM.REP.REVOKED AND/OR APPOINTED	
Feb. 03, 2020	TEAS REVOKE/APP/CHANGE ADDR OF ATTY/DOM REP RECEIVED	
Oct. 16, 2019	AUTOMATIC UPDATE OF ASSIGNMENT OF OWNERSHIP	
May 11, 2019	COURTESY REMINDER - SEC. 8 (10-YR)/SEC. 9 E-MAILED	
Jul. 12, 2016	NOTICE OF ACCEPTANCE OF SEC. 8 & 15 - E-MAILED	
Jul. 12, 2016	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	69471
Jul. 12, 2016	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	69471
May 03, 2016	TEAS SECTION 8 & 15 RECEIVED	
May 11, 2010	REGISTERED-PRINCIPAL REGISTER	
Feb. 23, 2010	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Feb. 23, 2010	PUBLISHED FOR OPPOSITION	
Jan. 19, 2010	LAW OFFICE PUBLICATION REVIEW COMPLETED	77075
Jan. 19, 2010	ASSIGNED TO LIE	77075
Dec. 28, 2009	APPROVED FOR PUB - PRINCIPAL REGISTER	
Dec. 28, 2009	EXAMINER'S AMENDMENT ENTERED	88888
Dec. 28, 2009	NOTIFICATION OF EXAMINERS AMENDMENT E-MAILED	6328
Dec. 28, 2009	EXAMINERS AMENDMENT E-MAILED	6328
Dec. 28, 2009	EXAMINERS AMENDMENT -WRITTEN	80813
Dec. 24, 2009	ASSIGNED TO EXAMINER	80813

Oct. 06, 2009 NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM

Oct. 01, 2009 NEW APPLICATION ENTERED IN TRAM

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: GENERIC WEB UPDATE

Date in Location: Jul. 01, 2020

Assignment Abstract Of Title Information

Summary

Total Assignments: 1

Registrant: Quantum, Inc.

Assignment 1 of 1

Conveyance: MERGER EFFECTIVE 09/03/2019

Reel/Frame: [6769/0101](#)

Pages: 5

Date Recorded: Oct. 10, 2019

Supporting Documents: [assignment-tm-6769-0101.pdf](#)

Assignor

Name: [QUANTUM, INC.](#)

Execution Date: Sep. 03, 2019

Legal Entity Type: CORPORATION

State or Country Where Organized: OREGON

Assignee

Name: [QH HOLDINGS \(OREGON\), INC.](#)

Legal Entity Type: CORPORATION

State or Country Where Organized: DELAWARE

Address: 488 EAST 11TH AVENUE, SUITE 220A
EUGENE, OREGON 97401

Correspondent

Correspondent Name: DAVID P. PETERSEN

Correspondent Address: 121 SW SALMON STREET
ONE WORLD TRADE CENTER, SUITE 1600
PORTLAND, OR 97204

Domestic Representative - Not Found

Proceedings

Summary

Number of Proceedings: 3

Type of Proceeding: Opposition

Proceeding Number: [91231500](#)

Filing Date: Nov 30, 2016

Status: Terminated

Status Date: Apr 26, 2017

Interlocutory Attorney: YONG OH (RICHARD) KIM

Defendant

Name: Quality IP Holdings, LLC

Correspondent Address: DAVID R PARKINSON
PRICE PARKINSON & KERR PLLC
5742 WEST HAROLD GATTY DRIVE
SALT LAKE CITY UT UNITED STATES , 84116Correspondent e-mail: ip@mjstc.net , davidparkinson@ppktrial.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
QUANTRIM	Abandoned - After Inter-Partes Decision	87084791	

Plaintiff(s)**Name:** Quantum, Inc.

Correspondent Address: DAVID P PETERSEN
 KLARQUIST SPARKMAN LLP
 ONE WORLD TRADE CENTER STE 1600, 121 SW SALMON STREET
 PORTLAND OR UNITED STATES , 97204

Correspondent e-mail: ptotmdocket@klarquist.com , david.petersen@klarquist.com , kevin.hayes@klarquist.com , salume.h.loesch@klarquist.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
QUANTUM	REGISTERED AND RENEWED	76539178	3115631
QUANTUM	REGISTERED AND RENEWED	76977189	3115882
QUANTUM	Partial Section 8 and 15 Accepted and Acknowledged	85383238	4252442
QUANTUM DERMA	REGISTERED AND RENEWED	78864621	3208827
QUANTUM HEALTH	REGISTERED AND RENEWED	77836584	3787270
QUANTUM HEALTH INSPIRED BY NATURE	Registered	86416167	5018447
QUANTUM BUZZ AWAY	REGISTERED AND RENEWED	74562890	1929540

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Nov 30, 2016	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Nov 30, 2016	Jan 09, 2017
3	PENDING, INSTITUTED	Nov 30, 2016	
4	ANSWER	Jan 09, 2017	
5	P MOT TO STRIKE	Jan 30, 2017	
6	SUSP PEND DISP OF OUTSTNDNG MOT	Feb 06, 2017	
7	D OPP/RESP TO MOTION	Feb 14, 2017	
8	AFFIRMATIVE DEFENSES STRIKEN; TRIAL DATES RESET	Mar 08, 2017	
9	W/DRAW OF APPLICATION	Mar 22, 2017	
10	BD DECISION: SUSTAINED	Apr 26, 2017	
11	TERMINATED	Apr 26, 2017	

Type of Proceeding: Opposition**Proceeding Number:** [91207928](#)**Filing Date:** Nov 08, 2012**Status:** Terminated**Status Date:** Mar 06, 2013**Interlocutory Attorney:** CHERYL S GOODMAN**Defendant****Name:** Delia C. Maceda

Correspondent Address: ROCHELLE D ALPERT
 MORGAN LEWIS & BOCKIUS LLP
 1 MARKET SPEAR STREET TOWER
 SAN FRANCISCO CA UNITED STATES , 94105

Correspondent e-mail: ralpert@morganlewis.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
QUANTUMIN PLUS	Abandoned - After Inter-Partes Decision	85623603	

Plaintiff(s)**Name:** Quantum, Inc.

Correspondent Address: SALUMEH R LOESCH
 KLARQUIST SPARKMAN LLP
 121 SW SALMON ST, ONE WORLD TRADE CTR

PORTLAND OR UNITED STATES , 97204

Correspondent e-mail: ptotmdocket@klarquist.com , salumeh.loesch@klarquist.com

Associated marks			
Mark	Application Status	Serial Number	Registration Number
QUANTUM	REGISTERED AND RENEWED	76539178	3115631
QUANTUM	REGISTERED AND RENEWED	76977189	3115882
QUANTUM DERMA	REGISTERED AND RENEWED	78864621	3208827
QUANTUM HEALTH	REGISTERED AND RENEWED	77836584	3787270
QUANTUM BUZZ AWAY	REGISTERED AND RENEWED	74562890	1929540
QUANTUM	Partial Section 8 and 15 Accepted and Acknowledged	85383238	4252442
Prosecution History			
Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Nov 08, 2012	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Nov 08, 2012	Dec 18, 2012
3	PENDING, INSTITUTED	Nov 08, 2012	
4	NOTICE OF DEFAULT	Jan 15, 2013	
5	BD DECISION: SUSTAINED	Mar 06, 2013	
6	TERMINATED	Mar 06, 2013	

Type of Proceeding: OppositionProceeding Number: [91200227](#)

Filing Date: Jun 08, 2011

Status: Terminated

Status Date: Sep 23, 2011

Interlocutory Attorney: ELIZABETH WINTER

Defendant

Name: Daren Lam

Correspondent Address: DAREN LAM
3604 SAINT ELIZABETH RD
GLENDALE CA UNITED STATES , 91206-1228

Associated marks			
Mark	Application Status	Serial Number	Registration Number
QUANTUM	Abandoned - After Inter-Partes Decision	85115906	
Plaintiff(s)			
Name: Quantum, Inc.			
Correspondent Address: SALUMEH R LOESCH KLARQUIST SPARKMAN LLP 121 SW SALMON STREET, ONE WORLD TRADE CENTER SUITE 1600 PORTLAND OR UNITED STATES , 97204			
Correspondent e-mail: ptotmdocket@klarquist.com , salumeh.loesch@klarquist.com , david.petersen@klarquist.com			

Associated marks			
Mark	Application Status	Serial Number	Registration Number
QUANTUM	REGISTERED AND RENEWED	76539178	3115631
QUANTUM	REGISTERED AND RENEWED	76977189	3115882
QUANTUM DERMA	REGISTERED AND RENEWED	78864621	3208827
QUANTUM HEALTH	REGISTERED AND RENEWED	77836584	3787270
QUANTUM BUZZ AWAY	REGISTERED AND RENEWED	74562890	1929540
Prosecution History			
Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Jun 08, 2011	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Jun 14, 2011	Jul 24, 2011
3	PENDING, INSTITUTED	Jun 14, 2011	

4	NOTICE OF DEFAULT	Aug 09, 2011
5	BOARD'S DECISION: SUSTAINED	Sep 23, 2011
6	TERMINATED	Sep 23, 2011

United States of America

United States Patent and Trademark Office

QUANTUM HEALTH

Reg. No. 3,787,270

Registered May 11, 2010

Int. Cl.: 35

SERVICE MARK

PRINCIPAL REGISTER

QUANTUM, INC. (OREGON CORPORATION)
754 WASHINGTON STREET
EUGENE, OR 97401

FOR: ONLINE RETAIL STORE SERVICES FEATURING HEALTH CARE PRODUCTS, HERBAL SUPPLEMENTS, VITAMIN SUPPLEMENTS, MINERAL SUPPLEMENTS, COMBINATION SUPPLEMENT FORMULAS, NUTRICEUTICALS, AMINO ACIDS, INSECT REPEL-LANT, HOUSEHOLD PESTICIDES, FIRST AID CREAMS AND LOTIONS, ATHLETE'S FOOT TREATMENT, CANKER SORE TREATMENT, COLD SORE TREATMENT, COUGH, COLD AND FLU TREATMENTS, DRY MOUTH MEDICINE, EYE HEALTH SUPPLEMENTS, ORAL CARE, IMMUNE SYSTEM SUPPLEMENTS, INTESTINAL CARE MEDICINE AND MIGRAINE SUPPLEMENTS, IN CLASS 35 (U.S. CLS. 100, 101 AND 102).

FIRST USE 12-31-1996; IN COMMERCE 12-31-1996.

THE MARK CONSISTS OF STANDARD CHARACTERS WITHOUT CLAIM TO ANY PAR-TICULAR FONT, STYLE, SIZE, OR COLOR.

OWNER OF U.S. REG. NOS. 1,929,540, 3,115,631, AND 3,115,882.

NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "HEALTH", APART FROM THE MARK AS SHOWN.

SER. NO. 77-836,584, FILED 9-28-2009.

JUDITH HELFMAN, EXAMINING ATTORNEY



David J. Kyros

Director of the United States Patent and Trademark Office

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Mark: QUANTUM

QUANTUM

US Serial Number: 76977189

Application Filing Date: Aug. 21, 2003

US Registration Number: 3115882

Registration Date: Jul. 18, 2006

Register: Principal

Mark Type: Service Mark

TM5 Common Status Descriptor:



LIVE/REGISTRATION/Issued and Active

The trademark application has been registered with the Office.

Status: The registration has been renewed.

Status Date: Sep. 07, 2016

Publication Date: Apr. 25, 2006

Mark Information

Mark Literal Elements: QUANTUM

Standard Character Claim: No

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

Related Properties Information

Child Of: 76539178

Goods and Services

Note:

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

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

For: Online store services featuring sun block preparations; sun screen preparations; skin lotions; insect repellent; lice treatment preparations; preparations for treating coughs, colds and flus; throat lozenges; herbal supplements; nutritional supplements in liquid, powder, tablet and capsule form containing antioxidants and herbs; pain relief medications; mineral supplements; medicated lip balms; medicated skin preparations; preparations for the treatment of cold sores

International Class(es): 035 - Primary Class

U.S Class(es): 100, 101, 102

Class Status: ACTIVE

Basis: 1(a)

First Use: Oct. 2000

Use in Commerce: Oct. 2000

Basis Information (Case Level)

Filed Use: Yes

Currently Use: Yes

Filed ITU: No

Currently ITU: No

Filed 44D: No

Currently 44E: No

Filed 44E: No

Currently 66A: No

Filed 66A: No

Currently No Basis: No

Filed No Basis: No

Current Owner(s) Information

Owner Name: QH HOLDINGS (OREGON), INC.

Owner Address: 488 EAST 11TH AVENUE, SUITE 220A
EUGENE, OREGON UNITED STATES 97401

Legal Entity Type: CORPORATION

State or Country Where Organized: DELAWARE

Attorney/Correspondence Information

Attorney of Record

Attorney Name: B. Anna McCoy

Docket Number: QUA20413

Attorney Primary Email Address: tmmail@mccrus.com

Attorney Email Authorized: Yes

Correspondent

Correspondent Name/Address: B. Anna McCoy
McCoy Russell LLP
806 SW Broadway, Suite 600
806 SW Broadway, Suite 600
Portland, OREGON UNITED STATES 97205

Phone: 9712718020

Fax: 9712718021

Correspondent e-mail: tmmail@mccrus.com trademarks@mccrus.com

Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Feb. 03, 2020	ATTORNEY/DOM.REP.REVOKED AND/OR APPOINTED	
Feb. 03, 2020	TEAS REVOKE/APP/CHANGE ADDR OF ATTY/DOM REP RECEIVED	
Oct. 16, 2019	AUTOMATIC UPDATE OF ASSIGNMENT OF OWNERSHIP	
Sep. 07, 2016	NOTICE OF ACCEPTANCE OF SEC. 8 & 9 - E-MAILED	
Sep. 07, 2016	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	68973
Sep. 07, 2016	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	68973
Sep. 07, 2016	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	68973
Jun. 16, 2016	TEAS SECTION 8 & 9 RECEIVED	
Jul. 18, 2015	COURTESY REMINDER - SEC. 8 (10-YR)/SEC. 9 E-MAILED	
Sep. 17, 2011	NOTICE OF ACCEPTANCE OF SEC. 8 & 15 - E-MAILED	
Sep. 16, 2011	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	71378
Sep. 16, 2011	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	71378
Aug. 15, 2011	TEAS SECTION 8 & 15 RECEIVED	
Jul. 18, 2006	REGISTERED-PRINCIPAL REGISTER	
Apr. 25, 2006	PUBLISHED FOR OPPOSITION	
Apr. 05, 2006	NOTICE OF PUBLICATION	
Mar. 01, 2006	LAW OFFICE PUBLICATION REVIEW COMPLETED	76538
Feb. 24, 2006	ASSIGNED TO LIE	76538
Feb. 16, 2006	APPROVED FOR PUB - PRINCIPAL REGISTER	
Feb. 09, 2006	AMENDMENT FROM APPLICANT ENTERED	78287
Jan. 27, 2006	CORRESPONDENCE RECEIVED IN LAW OFFICE	78287
Jan. 27, 2006	PAPER RECEIVED	
Dec. 13, 2005	REPORT COMPLETED SUSPENSION CHECK CASE STILL SUSPENDED	
Jun. 13, 2005	LETTER OF SUSPENSION E-MAILED	6332
Jun. 13, 2005	SUSPENSION LETTER WRITTEN	67971
Jun. 08, 2005	AMENDMENT FROM APPLICANT ENTERED	77976
May 20, 2005	CORRESPONDENCE RECEIVED IN LAW OFFICE	77976
May 20, 2005	PAPER RECEIVED	

Apr. 20, 2005	ATTORNEY/DOM.REP.REVOKED AND/OR APPOINTED	
Apr. 20, 2005	TEAS REVOKE/APP/CHANGE ADDR OF ATTY/DOM REP RECEIVED	
Nov. 18, 2004	FINAL REFUSAL MAILED	
Nov. 17, 2004	FINAL REFUSAL WRITTEN	67971
Nov. 15, 2004	DIVISIONAL PROCESSING COMPLETE	
Aug. 23, 2004	DIVISIONAL REQUEST RECEIVED	
Oct. 28, 2004	PAPER RECEIVED	
Oct. 26, 2004	AMENDMENT FROM APPLICANT ENTERED	88888
Oct. 26, 2004	CORRESPONDENCE RECEIVED IN LAW OFFICE	88888
Sep. 16, 2004	ASSIGNED TO LIE	66230
Aug. 23, 2004	PAPER RECEIVED	
Feb. 24, 2004	NON-FINAL ACTION MAILED	
Feb. 17, 2004	ASSIGNED TO EXAMINER	67971

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: GENERIC WEB UPDATE

Date in Location: Sep. 07, 2016

Assignment Abstract Of Title Information

Summary

Total Assignments: 1

Registrant: Quantum, Inc.

Assignment 1 of 1

Conveyance: MERGER EFFECTIVE 09/03/2019

Reel/Frame: [6769/0101](#)

Pages: 5

Date Recorded: Oct. 10, 2019

Supporting Documents: [assignment-tm-6769-0101.pdf](#)

Assignor

Name: [QUANTUM, INC.](#)

Execution Date: Sep. 03, 2019

Legal Entity Type: CORPORATION

State or Country Where Organized: OREGON

Assignee

Name: [QH HOLDINGS \(OREGON\), INC.](#)

Legal Entity Type: CORPORATION

State or Country Where Organized: DELAWARE

Address: 488 EAST 11TH AVENUE, SUITE 220A
EUGENE, OREGON 97401

Correspondent

Correspondent Name: DAVID P. PETERSEN

Correspondent Address: 121 SW SALMON STREET
ONE WORLD TRADE CENTER, SUITE 1600
PORTLAND, OR 97204

Domestic Representative - Not Found

Proceedings

Summary

Number of Proceedings: 4

Type of Proceeding: Opposition

Proceeding Number: [91231500](#)

Filing Date: Nov 30, 2016

Status: Terminated**Status Date:** Apr 26, 2017**Interlocutory Attorney:** YONG OH (RICHARD) KIM**Defendant****Name:** Quality IP Holdings, LLC**Correspondent Address:** DAVID R PARKINSON
PRICE PARKINSON & KERR PLLC
5742 WEST HAROLD GATTY DRIVE
SALT LAKE CITY UT UNITED STATES , 84116**Correspondent e-mail:** ip@mjstc.net , davidparkinson@pcktrial.com**Associated marks**

Mark	Application Status	Serial Number	Registration Number
QUANTRIM	Abandoned - After Inter-Partes Decision	87084791	

Plaintiff(s)**Name:** Quantum, Inc.**Correspondent Address:** DAVID P PETERSEN
KLARQUIST SPARKMAN LLP
ONE WORLD TRADE CENTER STE 1600, 121 SW SALMON STREET
PORTLAND OR UNITED STATES , 97204**Correspondent e-mail:** ptotmdocket@klarquist.com , david.petersen@klarquist.com , kevin.hayes@klarquist.com , salume.loesch@klarquist.com**Associated marks**

Mark	Application Status	Serial Number	Registration Number
QUANTUM	REGISTERED AND RENEWED	76539178	3115631
QUANTUM	REGISTERED AND RENEWED	76977189	3115882
QUANTUM	Partial Section 8 and 15 Accepted and Acknowledged	85383238	4252442
QUANTUM DERMA	REGISTERED AND RENEWED	78864621	3208827
QUANTUM HEALTH	REGISTERED AND RENEWED	77836584	3787270
QUANTUM HEALTH INSPIRED BY NATURE	Registered	86416167	5018447
QUANTUM BUZZ AWAY	REGISTERED AND RENEWED	74562890	1929540

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Nov 30, 2016	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Nov 30, 2016	Jan 09, 2017
3	PENDING, INSTITUTED	Nov 30, 2016	
4	ANSWER	Jan 09, 2017	
5	P MOT TO STRIKE	Jan 30, 2017	
6	SUSP PEND DISP OF OUTSTNDNG MOT	Feb 06, 2017	
7	D OPP/RESP TO MOTION	Feb 14, 2017	
8	AFFIRMATIVE DEFENSES STRIKEN; TRIAL DATES RESET	Mar 08, 2017	
9	W/DRAW OF APPLICATION	Mar 22, 2017	
10	BD DECISION: SUSTAINED	Apr 26, 2017	
11	TERMINATED	Apr 26, 2017	

Type of Proceeding: Opposition**Proceeding Number:** [91207928](#)**Filing Date:** Nov 08, 2012**Status:** Terminated**Status Date:** Mar 06, 2013**Interlocutory Attorney:** CHERYL S GOODMAN**Defendant****Name:** Delia C. Maceda**Correspondent Address:** ROCHELLE D ALPERT
MORGAN LEWIS & BOCKIUS LLP

1 MARKET SPEAR STREET TOWER
SAN FRANCISCO CA UNITED STATES , 94105

Correspondent e-mail: ralpert@morganlewis.com

Associated marks			
Mark	Application Status	Serial Number	Registration Number
QUANTUMIN PLUS	Abandoned - After Inter-Partes Decision	85623603	

Plaintiff(s)

Name: Quantum, Inc.

Correspondent SALUMEH R LOESCH
Address: KLARQUIST SPARKMAN LLP
121 SW SALMON ST, ONE WORLD TRADE CTR
PORTLAND OR UNITED STATES , 97204

Correspondent e-mail: ptotmdocket@klarquist.com , salumeh.loesch@klarquist.com

Associated marks			
Mark	Application Status	Serial Number	Registration Number
QUANTUM	REGISTERED AND RENEWED	76539178	3115631
QUANTUM	REGISTERED AND RENEWED	76977189	3115882
QUANTUM DERMA	REGISTERED AND RENEWED	78864621	3208827
QUANTUM HEALTH	REGISTERED AND RENEWED	77836584	3787270
QUANTUM BUZZ AWAY	REGISTERED AND RENEWED	74562890	1929540
QUANTUM	Partial Section 8 and 15 Accepted and Acknowledged	85383238	4252442

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Nov 08, 2012	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Nov 08, 2012	Dec 18, 2012
3	PENDING, INSTITUTED	Nov 08, 2012	
4	NOTICE OF DEFAULT	Jan 15, 2013	
5	BD DECISION: SUSTAINED	Mar 06, 2013	
6	TERMINATED	Mar 06, 2013	

Type of Proceeding: Opposition

Proceeding Number: [91200227](#)

Filing Date: Jun 08, 2011

Status: Terminated

Status Date: Sep 23, 2011

Interlocutory Attorney: ELIZABETH WINTER

Defendant

Name: Daren Lam

Correspondent DAREN LAM
Address: 3604 SAINT ELIZABETH RD
GLENDALE CA UNITED STATES , 91206-1228

Associated marks			
Mark	Application Status	Serial Number	Registration Number
QUANTUM	Abandoned - After Inter-Partes Decision	85115906	

Plaintiff(s)

Name: Quantum, Inc.

Correspondent SALUMEH R LOESCH
Address: KLARQUIST SPARKMAN LLP
121 SW SALMON STREET, ONE WORLD TRADE CENTER SUITE 1600
PORTLAND OR UNITED STATES , 97204

Correspondent e-mail: ptotmdocket@klarquist.com , salumeh.loesch@klarquist.com , david.petersen@klarquist.com

Associated marks			
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Mark	Application Status	Serial Number	Registration Number
QUANTUM	REGISTERED AND RENEWED	76539178	3115631
QUANTUM	REGISTERED AND RENEWED	76977189	3115882
QUANTUM DERMA	REGISTERED AND RENEWED	78864621	3208827
QUANTUM HEALTH	REGISTERED AND RENEWED	77836584	3787270
QUANTUM BUZZ AWAY	REGISTERED AND RENEWED	74562890	1929540

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Jun 08, 2011	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Jun 14, 2011	Jul 24, 2011
3	PENDING, INSTITUTED	Jun 14, 2011	
4	NOTICE OF DEFAULT	Aug 09, 2011	
5	BOARD'S DECISION: SUSTAINED	Sep 23, 2011	
6	TERMINATED	Sep 23, 2011	

Type of Proceeding: Cancellation

Proceeding Number: [92044548](#)

Filing Date: May 20, 2005

Status: Terminated

Status Date: Dec 16, 2005

Interlocutory Attorney: LINDA M SKORO

Defendant

Name: MBNA America Bank, National Association

Correspondent Address: Michael A. Grow
Arent Fox PLLC
1050 Connecticut Avenue, NW
Washington DC UNITED STATES , 20036

Associated marks

Mark	Application Status	Serial Number	Registration Number
QUANTUM SHOPPING	Cancelled - Section 18	76054629	2654814

Plaintiff(s)

Name: Quantum, Inc.

Correspondent Address: SCOTT E. DAVIS
Klarquist Sparkman, LLP
One World Trade Center, Suite 1600 121 S.W. Salmon Street
Portland OR UNITED STATES , 97204

Associated marks

Mark	Application Status	Serial Number	Registration Number
QUANTUM	REGISTERED AND RENEWED	76977189	3115882

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	May 20, 2005	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	May 26, 2005	Jul 05, 2005
3	PENDING, INSTITUTED	May 26, 2005	
4	REGISTRANT'S MOTION FOR EXTENSION OF TIME	Jul 07, 2005	
5	MOTION GRANTED; ANSWER DUE 8/4/05	Aug 18, 2005	
6	NOTICE OF DEFAULT	Sep 15, 2005	
7	BOARD'S DECISION: GRANTED	Dec 16, 2005	
8	PAPER RECEIVED AT TTAB	Jan 10, 2006	
9	COMMISSIONER'S ORDER CANCELLING THE REGISTRATION	Jan 11, 2006	

Int. Cl.: 35

Prior U.S. Cls.: 100, 101 and 102

Reg. No. 3,115,882

United States Patent and Trademark Office

Registered July 18, 2006

**SERVICE MARK
PRINCIPAL REGISTER**

QUANTUM

QUANTUM, INC. (OREGON CORPORATION)
754 WASHINGTON STREET
EUGENE, OR 97401

FOR: ONLINE STORE SERVICES FEATURING
SUN BLOCK PREPARATIONS; SUN SCREEN PRE-
PARATIONS; SKIN LOTIONS; INSECT REPEL-
LANT; LICE TREATMENT PREPARATIONS;
PREPARATIONS FOR TREATING COUGHS,
COLDS AND FLUS; THROAT LOZENGES; HERBAL
SUPPLEMENTS; NUTRITIONAL SUPPLEMENTS IN
LIQUID, POWDER, TABLET AND CAPSULE FORM

CONTAINING ANTIOXIDANTS AND HERBS; PAIN
RELIEF MEDICATIONS; MINERAL SUPPLE-
MENTS; MEDICATED LIP BALMS; MEDICATED
SKIN PREPARATIONS; PREPARATIONS FOR THE
TREATMENT OF COLD SORES, IN CLASS 35 (U.S.
CLS. 100, 101 AND 102).

FIRST USE 10-0-2000; IN COMMERCE 10-0-2000.

SER. NO. 76-977,189, FILED 8-21-2003.

ANGELA M. MICHELI, EXAMINING ATTORNEY

Generated on: This page was generated by TSDR on 2021-03-18 19:45:16 EDT

Mark: QUANTUM HEALTH

QUANTUM HEALTH

US Serial Number: 88910520

Application Filing Date: May 11, 2020

Register: Principal

Mark Type: Trademark

TM5 Common Status Descriptor:



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.

Status: A non-final Office action has been sent (issued) to the applicant. This is a letter from the examining attorney requiring additional information and/or making an initial refusal. The applicant must respond to this Office action. To view all documents in this file, click on the Trademark Document Retrieval link at the top of this page.

Status Date: Sep. 30, 2020

Mark Information

Mark Literal Elements: QUANTUM HEALTH

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

Mark Drawing Type: 4 - STANDARD CHARACTER MARK

Goods and Services

Note:

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

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

For: Concentrates, syrups, and powders for making beverages; concentrates, syrups, and powders for making beverages containing vitamins; concentrates, syrups, and powders for making beverages infused with herbs; water; water containing vitamins; water infused with herbs; flavored water; flavored water containing vitamins; flavored water infused with herbs; vitamin beverages; vitamin beverages infused with herbs; effervescent powders for making beverages; effervescent powders for making beverages containing vitamins; effervescent powders for making beverages infused with herbs; carbonated beverages; carbonated beverages containing vitamins; carbonated beverages infused with herbs

International Class(es): 032 - Primary Class

U.S Class(es): 045, 046, 048

Class Status: ACTIVE

Basis: 1(b)

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: QH Holdings (Oregon), Inc.**Owner Address:** Suite 220A
488 East 11th Avenue
Eugene, OREGON UNITED STATES 97401**Legal Entity Type:** CORPORATION**State or Country Where Organized:** DELAWARE

Attorney/Correspondence Information

Attorney of Record

Attorney Name: B. Anna McCoy
Attorney Primary Email Address: TMmail@mccrus.com
Docket Number: QUA20402US32
Attorney Email Authorized: Yes

Correspondent

Correspondent Name/Address: B. Anna McCoy
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Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Feb. 11, 2021	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Feb. 11, 2021	ATTORNEY/DOM.REP.REVOKED AND/OR APPOINTED	
Feb. 11, 2021	TEAS REVOKE/APP/CHANGE ADDR OF ATTY/DOM REP RECEIVED	
Sep. 30, 2020	NOTIFICATION OF NON-FINAL ACTION E-MAILED	6325
Sep. 30, 2020	NON-FINAL ACTION E-MAILED	6325
Sep. 30, 2020	NON-FINAL ACTION WRITTEN	93680
Sep. 27, 2020	ASSIGNED TO EXAMINER	93680
Aug. 06, 2020	ASSIGNED TO EXAMINER	76151
Aug. 06, 2020	ASSIGNED TO EXAMINER	94652
May 21, 2020	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
May 14, 2020	NEW APPLICATION ENTERED IN TRAM	

TM Staff and Location Information

TM Staff Information

TM Attorney: WLODARCZYK, CAROLYN A**Law Office Assigned:** LAW OFFICE 109

File Location

Current Location: TMEG LAW OFFICE 109 - EXAMINING ATTORNEY ASSIGNED**Date in Location:** Sep. 30, 2020