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ESTTA Tracking number: **ESTTA1143819**

Filing date: **06/30/2021**

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	Gaming Laboratories International, LLC
Granted to Date of previous extension	06/30/2021
Address	600 AIRPORT ROAD LAKEWOOD, NJ 08701 UNITED STATES

Attorney information	GARY A. HECHT FOX ROTHSCHILD LLP 997 LENOX DRIVE, BLDG. #3 LAWRENCEVILLE, PA 08648-2311 UNITED STATES Primary Email: ipdocket@foxrothschild.com Secondary Email(s): ghecht@foxrothschild.com, dmcgregor@foxrothschild.com 215-299-2416
Docket Number	037541.00525

Applicant Information

Application No.	88880243	Publication date	03/02/2021
Opposition Filing Date	06/30/2021	Opposition Period Ends	06/30/2021
Applicant	Juegos educativos SpA LAS CONDES ALCÃ¡NTARA 443 SANTIAGO, 7550281 CHILE		

Goods/Services Affected by Opposition

Class 009. First Use: 2015/01/00 First Use In Commerce: 2015/01/00 All goods and services in the class are opposed, namely: Recorded computer gaming software for educational and instructional purposes; Downloadable computer game instruction manuals
Class 041. First Use: 2015/01/00 First Use In Commerce: 2015/01/00 All goods and services in the class are opposed, namely: Gaming services in the nature of providing online computer games; Entertainmentservices, namely, providing online computer games and simulation-based trainingservices in the field of business management; Providing on-line tutorial videosin the field of computer games, not downloadable

Grounds for Opposition

Priority and likelihood of confusion	Trademark Act Section 2(d)

Marks Cited by Opposer as Basis for Opposition

U.S. Registration No.	2781915	Application Date	08/09/2002
Registration Date	11/11/2003	Foreign Priority Date	NONE
Word Mark	GAMING LABORATORIES INTERNATIONAL		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 035. First use: First Use: 2002/06/01 First Use In Commerce: 2002/06/01 BUSINESS AUDITING IN THE FIELD OF ELECTRONIC GAMING, LOTTERY, AND PARIMUTUEL SYSTEMS, AND CONSULTING SERVICES RELATED THERETO Class 042. First use: First Use: 1989/07/01 First Use In Commerce: 1989/07/01 Approval services, namely electronic gaming and lottery devices, gaming, lottery and paramutual systems and associated equipment approval services on behalf ofdomestic and international government gaming and lottery regulatory agencies for approving the functionality of gaming and lottery devices, gaming, lottery an-dparamutual systems and associated equipment for use in a particular domestic orinternational jurisdiction, namely state, federal or Indian jurisdictions; testing and inspecting the functionality of electronic gaming and lottery devices, gaming lottery and paramutual systems andassociated equipment and consulting ser-vices related thereto		

U.S. Registration No.	5952765	Application Date	05/29/2018
Registration Date	01/07/2020	Foreign Priority Date	NONE
Word Mark	GAMING LABORATORIES INTERNATIONAL		
Design Mark	GAMING LABORATORIES INTERNATIONAL		
Description of Mark	NONE		
Goods/Services	Class 035. First use: First Use: 2002/00/00 First Use In Commerce: 2002/00/00 Business auditing in the field of electronic gaming and lottery devices, gaming, lottery and pari-mutuel systems and consulting services related thereto; industri-al analysis and research, namely, business analysis and market research in the fields of gaming, iGaming, gambling, internet gambling, pari-mutuel systems, lot-tery, esports, and sports wagering; business auditing in the fields of gam-ing,iGaming, gambling, internet gambling, lottery, pari-mutuel, esports, sports wagering, and consulting services related thereto; business information, advis-ory and consultancy services in the field of gaming, electronic gaming, lottery, and pari-mutuel systems; information, advisory and consultancy services relat-		

	ing to all of the aforesaid Class 041. First use: First Use: 1999/00/00 First Use In Commerce: 1999/00/00 Providing of training and education, namely, providing classes, seminars, courses, on-line seminars and workshops in the fields of gaming, iGaming, gambling, internet gambling, lottery, pari-mutuel, esports, and sports wagering; providing online learning and training services, namely, classes, seminars, courses and workshops in the fields of gaming, iGaming, gambling, internet gambling, lottery, pari-mutuel, esports, and sports wagering; providing training, learning and education services through integrated learning systems, namely, providing classes, seminars, courses, on-line courses and workshops in the fields of gaming, iGaming, gambling, internet gambling, lottery, pari-mutuel, esports, and sports wagering; arranging and conducting seminars, classes, workshops and training sessions in relation to computer hardware, computer software, IT systems, IT services and cyber security; learning systems services, namely, providing seminars, classes, workshops and training sessions in the fields of gaming, iGaming, gambling, internet gambling, lottery, pari-mutuel, esports, and sports wagering; information, advisory and consultancy services relating to all of the aforesaid Class 042. First use: First Use: 1989/00/00 First Use In Commerce: 1989/00/00 Scientific and technological services, namely, analysis and testing of goods and services of others in the field of gaming, iGaming, gambling, internet gambling, lottery, pari-mutuel, esports, sportswagering and research relating thereto;scientific and technological services, namely, analysis and testing of goods and services of others in the field of gaming, iGaming, gambling, internet gambling, lottery, pari-mutuel, esports and sports wagering to determine conformity with certification standards; scientific and technological services, namely, testing, analysis, and evaluation of goods or services of others in the field of gaming, iGaming, gambling, internet gambling,lottery, pari-mutuel, esports and sports wagering to the order and specification of businesses, governments, and regulatory entities; scientific and technological services, namely, analysis and testing of goods and services in the fields of gaming, iGaming, gambling, internet gambling, lottery, pari-mutuel, esports, sports wagering, and research relating thereto; industrial analysis and research services, namely, research, testing, analysis, and evaluation of goods and services of others to assure compliance with industry, regulatory, legal, business owners' and certification standards; industrial analysis and research services, namely, evaluation of goods or services ofothers in the field of gaming, iGaming,gambling, internet gambling, lottery, pari-mutuel, esports and sports wagering to the order and specification of businesses, governments, and regulatory entities; industrial analysis and research services, namely, testing, analysis, and evaluation of goods and services of othersto assure compliance with industry, regulatory, legal, business owners' and certification standards in the fields of gaming, iGaming, gambling, internet gambling, lottery, pari-mutuel, esports and sports wagering; services of quality control testing, evaluation and approval of electronic game apparatus, of programs for electronic games, of lottery games andgames of chance on behalf of national or governmental gaming regulatory authorities; certification services, namely, services of checking compliance with legaland regulatory requirements and standards of electronic game apparatus, of programs for electronic games, of lottery games and games of chance on behalf of national or governmental gaming regulatory authorities by means of scientific and technical testing, analysis and evaluation; technological certification services,namely, services of testing, analysis and evaluation of electronic game apparatus, of programs for electronic games, oflottery games and games of chance on behalf of national or governmental gaming regulatory authorities to determine conformity with certification standards; testing and inspecting the functionality ofelectronic gaming and lottery devices, gaming lottery and pari-mutuel systems and associated equipment and consulting services related thereto; testing, analysis and evaluation of gaming equipment and gaming software of others for the purpose of certification obtained over a wireless communication device; providing remote testing and

	checking in the nature of analysis and evaluation services in relation to gaming machines, electronic game apparatus, electronic games, lotterygames, games of chance and slot machines, including video slot machines, of others to determine conformity with certification standards; information technology(IT) consulting services; IT security services, namely, data security consultancy in the nature of assessment of the unauthorized accessibility of sensitive information or data, including staff interviews and reviewing training materials and records; IT compliance management, namely, testing, analysis, and evaluation of the software and IT systems of othersto assure compliance with industry and certification standards; quality auditing, namely, product quality testing services; product quality testing, namely, auditing of IT systems for others; cyber security services, namely, IT penetrationtesting services; computer security consultancy in the field of conducting security reviews and audits of computer source code; data security consultancy services; IT certification services, namely, testing, analysis and evaluation of IT technology and systems of others to determine conformity with certification standards; certification services, namely, testing, analysis and evaluation related to computer hardware, computer software, IT systems, IT services, data and cyber security goods and services of others todetermine conformity with certificationstandards; testing, auditing, analysis and evaluation services for the purpose of determining conformity with certification standards of computer hardware, computer software, IT systems, IT services and cyber security processes; information, advisory and consultancy services relating to analyzing, evaluating and testing of goods and services of others in the fields of gaming, iGaming, gambling, internet gambling, lottery, pari-mutuel, esports, and sports wagering; information, advisory, and technical support in the nature of troubleshooting computer software problems; quality auditing, namely, determining the adequacy of the physical security of IT infrastructures; and information, advisory and consultancy services relating to all of the aforesaid Class 045. First use: First Use: 1989/00/00 First Use In Commerce: 1989/00/00 Security incident response and investigation services, namely, detective, criminal, private and accident investigation services; reviewing standards and practices to assure compliance with laws and regulations in the fields of gaming, iGaming, gambling, internet gambling, pari-mutuel systems, lottery, esports, and sports wagering; interviewing of staff of others for security purposes; conducting security investigations, namely, conducting staff interviews to assess and ascertain the unauthorized accessibility of sensitive information or data; physical security consultancy services, namely, reviewing training material and records toassess and ascertain the unauthorized accessibility of sensitive information ordata; certification services, namely, services of legal analysis regarding legality and regulatory compliance of electronic game apparatus, of programs for electronic games, of lottery games, iGaming, gambling, pari-mutuel games, internet gambling, esports, sports wagering and games of chance on behalf of businesses and national or governmental gaming regulatory authorities; information, advisoryand consultancy services relating to compliance with laws and regulations in the fields of gaming, iGaming, gambling, internet gambling, pari-mutuel, lottery, esports, and sports wagering

U.S. Registration No.	2781916	Application Date	08/09/2002
Registration Date	11/11/2003	Foreign Priority Date	NONE
Word Mark	GAMING LABORATORIES INTERNATIONAL		

Design Mark	
Description of Mark	NONE
Goods/Services	Class 035. First use: First Use: 2002/06/01 First Use In Commerce: 2002/06/01 business auditing in the field of electronic gaming, lottery, and parimutel systems, and consulting services related thereto Class 042. First use: First Use: 2002/06/01 First Use In Commerce: 2002/06/01 Approval services, namely electronic gaming and lottery devices, gaming, lottery and paramutual systems and associated equipment approval services on behalf ofdomestic and international government gaming and lottery regulatory agencies for approving the functionality of gaming and lottery devices, gaming, lottery andparamutual systems and associated equipment for use in a particular domestic orinternational jurisdiction, namely state, federal or Indian jurisdictions; testing and inspecting the functionality of electronic gaming and lottery devices, gaming, lottery and paramutual systems and associated equipment and consulting services related thereto

U.S. Registration No.	3189133	Application Date	10/27/2005
Registration Date	12/26/2006	Foreign Priority Date	NONE
Word Mark	GAMING LABS CERTIFIED		
Design Mark	GAMING LABS CERTIFIED		
Description of	NONE		

Mark	
Goods/Services	Class A. First use: First Use: 2000/09/01 First Use In Commerce: 2000/09/01 Electronic gaming and lottery devices and associated equipment

U.S. Registration No.	2697155	Application Date	04/10/2001
Registration Date	03/18/2003	Foreign Priority Date	NONE
Word Mark	GAMING LABS CERTIFIED		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class A. First use: First Use: 2000/09/01 First Use In Commerce: 2000/09/01 Electronic gaming and lottery devices and associated equipment		

U.S. Application/ Registration No.	NONE	Application Date	NONE
Registration Date	NONE		
Word Mark	GAMING LABORATORIES INTERNATIONAL		
Goods/Services	Various goods and services, including those related to testing and evaluating gaming devices and technology, and those related to educational services in the fields of gaming, iGaming, gambling, internet gambling, lottery, pari-mutuel, esports, and sports wagering		

Attachments	87939567#TMSN.png(bytes) 78152856#TMSN.png(bytes) 78741623#TMSN.png(bytes) 76238498#TMSN.png(bytes) Opposition to Gamelab - 88880243.PDF(2409394 bytes)

Signature	/-d-/
Name	Deanna M. McGregor
Date	06/30/2021

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

In the matter of Trademark Application
Serial No. 88880243, for the mark "GAMELAB"

Gaming Laboratories International, LLC,	:	Opposition No. _____
Opposer,	:	
v.	:	
Juegos Educativos SpA,	:	
Applicant.	:	

NOTICE OF OPPOSITION

Gaming Laboratories International, LLC, hereby opposes registration of U.S. Trademark Application Serial No. 88880243 for the mark "GAMELAB". As grounds for the Notice of Opposition, Opposer alleges as follows:

1. Opposer Gaming Laboratories International, LLC ("Opposer" or "GLI") is a Delaware corporation with a business address of 600 Airport Road, Lakewood, New Jersey 08701.

2. Upon information and belief, Applicant Juegos Educativos SpA ("Applicant" or "Juegos Educativos") is a Chilean company having an address of Las Condes Alcántara 443 Santiago, Chile 7550281.

3. Applicant seeks to register the mark "GAMELAB" ("Applicant's Mark") as a trademark for the following goods and services:

Recorded computer gaming software for educational and instructional purposes; Downloadable computer game instruction manuals (in Class 9); and

Gaming services in the nature of providing online computer games; Entertainment services, namely, providing online computer games and simulation-based training services in the field of business management; Providing on-line tutorial videos in the field of computer games, not downloadable (in Class 41).

4. Applicant filed U.S. Trademark Application Serial No. 88880243 on April 21, 2020, seeking to register Applicant's Mark (the "Application").

5. Applicant filed the Application on the basis of use under Section 1(a) of the Lanham Act.

6. The Application claims first use and first use in commerce dates of January 2015.

7. Opposer is a provider of goods and services to the gambling, gaming and e-gaming/igaming industry.

Opposer's Federal Trademark Registrations

8. Opposer is the owner of, and will rely on herein, the following valid and subsisting United States trademark registrations ("Opposer's Registered Marks"):

MARK	REG. NO.	REG. DATE	GOODS/SERVICES
GAMING LABORATORIES INTERNATIONAL	2781915	November 11, 2003	Business auditing in the field of electronic gaming, lottery, and parimutuel systems, and consulting services related thereto (in Class 35). Approval services, namely electronic gaming and lottery devices, gaming, lottery and paramutual systems and associated equipment approval services on behalf of domestic and international government gaming and lottery regulatory agencies for approving the functionality of gaming and lottery devices, gaming, lottery and paramutual systems and associated equipment for use in a particular domestic or international jurisdiction, namely state, federal or Indian jurisdictions; testing and inspecting the functionality of electronic gaming and lottery devices, gaming lottery and paramutual systems and associated equipment and consulting services related thereto (in Class 42).
GAMING LABORATORIES INTERNATIONAL	5952765	January 7, 2020	Business auditing in the field of electronic gaming and lottery devices, gaming, lottery and pari-mutuel systems and consulting services related thereto; industrial analysis and research, namely, business analysis and market research in the fields of gaming, iGaming, gambling, internet gambling, pari-mutuel systems, lottery, esports, and sports wagering; business auditing in the fields of gaming, iGaming, gambling, internet gambling, lottery, pari-mutuel, esports, sports wagering, and consulting services related thereto; business information, advisory and consultancy services in the field of gaming, electronic gaming, lottery, and pari-mutuel systems; information, advisory and consultancy services relating to all of the aforesaid (in Class 35).

MARK	REG. NO.	REG. DATE	GOODS/SERVICES
			Providing of training and education, namely, providing classes, seminars, courses, on-line seminars and workshops in the fields of gaming, iGaming, gambling, internet gambling, lottery, pari-mutuel, esports, and sports wagering; providing online learning and training services, namely, classes, seminars, courses and workshops in the fields of gaming, iGaming, gambling, internet gambling, lottery, pari-mutuel, esports, and sports wagering; providing training, learning and education services through integrated learning systems, namely, providing classes, seminars, courses, on-line courses and workshops in the fields of gaming, iGaming, gambling, internet gambling, lottery, pari-mutuel, esports, and sports wagering; arranging and conducting seminars, classes, workshops and training sessions in relation to computer hardware, computer software, IT systems, IT services and cyber security; learning systems services, namely, providing seminars, classes, workshops and training sessions in the fields of gaming, iGaming, gambling, internet gambling, lottery, pari-mutuel, esports, and sports wagering; information, advisory and consultancy services relating to all of the aforesaid (in Class 41). Scientific and technological services, namely, analysis and testing of goods and services of others in the field of gaming, iGaming, gambling, internet gambling, lottery, pari-mutuel, esports, sports wagering and research relating thereto; scientific and technological services, namely, analysis and testing of goods and services of others in the field of gaming, iGaming, gambling, internet gambling, lottery, pari-mutuel, esports and sports wagering to determine

MARK	REG. NO.	REG. DATE	GOODS/SERVICES
			conformity with certification standards; scientific and technological services, namely, testing, analysis, and evaluation of goods or services of others in the field of gaming, iGaming, gambling, internet gambling, lottery, pari-mutuel, esports and sports wagering to the order and specification of businesses, governments, and regulatory entities; scientific and technological services, namely, analysis and testing of goods and services in the fields of gaming, iGaming, gambling, internet gambling, lottery, pari-mutuel, esports, sports wagering, and research relating thereto; industrial analysis and research services, namely, research, testing, analysis, and evaluation of goods and services of others to assure compliance with industry, regulatory, legal, business owners' and certification standards; industrial analysis and research services, namely, evaluation of goods or services of others in the field of gaming, iGaming, gambling, internet gambling, lottery, pari-mutuel, esports and sports wagering to the order and specification of businesses, governments, and regulatory entities; industrial analysis and research services, namely, testing, analysis, and evaluation of goods and services of others to assure compliance with industry, regulatory, legal, business owners' and certification standards in the fields of gaming, iGaming, gambling, internet gambling, lottery, pari-mutuel, esports and sports wagering; services of quality control testing, evaluation and approval of electronic game apparatus, of programs for electronic games, of lottery games and games of chance on behalf of national or governmental gaming regulatory authorities; certification services, namely, services of checking compliance with legal and regulatory requirements and standards of electronic game apparatus, of programs for

MARK	REG. NO.	REG. DATE	GOODS/SERVICES
			electronic games, of lottery games and games of chance on behalf of national or governmental gaming regulatory authorities by means of scientific and technical testing, analysis and evaluation; technological certification services, namely, services of testing, analysis and evaluation of electronic game apparatus, of programs for electronic games, of lottery games and games of chance on behalf of national or governmental gaming regulatory authorities to determine conformity with certification standards; testing and inspecting the functionality of electronic gaming and lottery devices, gaming lottery and pari-mutuel systems and associated equipment and consulting services related thereto; testing, analysis and evaluation of gaming equipment and gaming software of others for the purpose of certification obtained over a wireless communication device; providing remote testing and checking in the nature of analysis and evaluation services in relation to gaming machines, electronic game apparatus, electronic games, lottery games, games of chance and slot machines, including video slot machines, of others to determine conformity with certification standards; information technology (IT) consulting services; IT security services, namely, data security consultancy in the nature of assessment of the unauthorized accessibility of sensitive information or data, including staff interviews and reviewing training materials and records; IT compliance management, namely, testing, analysis, and evaluation of the software and IT systems of others to assure compliance with industry and certification standards; quality auditing, namely, product quality testing services; product quality testing, namely, auditing of IT systems for others; cyber security services, namely, IT

MARK	REG. NO.	REG. DATE	GOODS/SERVICES
			penetration testing services; computer security consultancy in the field of conducting security reviews and audits of computer source code; data security consultancy services; IT certification services, namely, testing, analysis and evaluation of IT technology and systems of others to determine conformity with certification standards; certification services, namely, testing, analysis and evaluation related to computer hardware, computer software, IT systems, IT services, data and cyber security goods and services of others to determine conformity with certification standards; testing, auditing, analysis and evaluation services for the purpose of determining conformity with certification standards of computer hardware, computer software, IT systems, IT services and cyber security processes; information, advisory and consultancy services relating to analyzing, evaluating and testing of goods and services of others in the fields of gaming, iGaming, gambling, internet gambling, lottery, pari-mutuel, esports, and sports wagering; information, advisory, and technical support in the nature of troubleshooting computer software problems; quality auditing, namely, determining the adequacy of the physical security of IT infrastructures; and information, advisory and consultancy services relating to all of the aforesaid (in Class 42). Security incident response and investigation services, namely, detective, criminal, private and accident investigation services; reviewing standards and practices to assure compliance with laws and regulations in the fields of gaming, iGaming, gambling, internet gambling, pari-mutuel systems, lottery, esports, and sports wagering; interviewing of staff of others for security

MARK	REG. NO.	REG. DATE	GOODS/SERVICES
			purposes; conducting security investigations, namely, conducting staff interviews to assess and ascertain the unauthorized accessibility of sensitive information or data; physical security consultancy services, namely, reviewing training material and records to assess and ascertain the unauthorized accessibility of sensitive information or data; certification services, namely, services of legal analysis regarding legality and regulatory compliance of electronic game apparatus, of programs for electronic games, of lottery games, iGaming, gambling, pari-mutuel games, internet gambling, esports, sports wagering and games of chance on behalf of businesses and national or governmental gaming regulatory authorities; information, advisory and consultancy services relating to compliance with laws and regulations in the fields of gaming, iGaming, gambling, internet gambling, pari-mutuel, lottery, esports, and sports wagering (in Class 45).
GAMING LABORATORIES INTERNATIONAL and design	2781916	November 11, 2003	Business auditing in the field of electronic gaming, lottery, and parimutel systems, and consulting services related thereto. Approval services, namely electronic gaming and lottery devices, gaming, lottery and paramutual systems and associated equipment approval services on behalf of domestic and international government gaming and lottery regulatory agencies for approving the functionality of gaming and lottery devices, gaming, lottery and paramutual systems and associated equipment for use in a particular domestic or international jurisdiction, namely state, federal or Indian jurisdictions; testing and inspecting the functionality of electronic gaming and lottery devices, gaming, lottery and

MARK	REG. NO.	REG. DATE	GOODS/SERVICES
			paramutual systems and associated equipment and consulting services related thereto.
GAMING LABS CERTIFIED	3189133	December 26, 2006	Electronic gaming and lottery devices and associated equipment.
GAMING LABS CERTIFIED and design	2697155	March 18, 2003	Electronic gaming and lottery devices and associated equipment.

True and correct copies of the pleaded registrations from the U.S. Patent and Trademark Office's database showing the current status and title thereof are attached hereto as Exhibit A.

9. Opposer's Registered Marks were filed prior to the filing date of Applicant's Application, and assert a first us date prior to the first use date asserted in Applicant's Application.

10. Opposer's Registered Marks have priority over Applicant's Mark.

Opposer's Trade Name Gaming Laboratories

11. At least as early as 1996, and continuing to the present, Opposer, has used the trade name "Gaming Laboratories International" in the U.S. in a manner that identified Opposer to the public, and which uses have not been abandoned ("Opposer's Trade Name").

12. Such trade name use, includes, but is not limited to, Opposer hosting a website at https://gaminglabs.com/ wherein Opposer uses various trade names and trademarks that incorporate the term "Gaming Laboratories International" and as used with its gambling, gaming, and e-gaming/igaming goods and services.

13. Opposer's Trade Name is inherently distinctive and/or has acquired distinctiveness prior to any priority date on which Applicant can rely in this proceeding.

14. Opposer's use of Opposer's Trade Name was contemporaneous with the rendering of Opposer's gaming, and e-gaming/igaming services.

15. Opposer's use of Opposer's Trade Name is prior to the filing date of Applicant's Application, and prior to any priority date that Applicant could claim for Applicant's Application.

Opposer's Common Law Trademark Uses of "Gaming Laboratories"

16. Opposer has and also will assert its common law rights resulting from its ownership and use of its mark and trade name GAMING LABORATORIES INTERNATIONAL ("Common Law Marks") in connection with various goods and services, including those related to testing and evaluating gaming devices and technology, and those related to educational services in the fields of gaming, iGaming, gambling, internet gambling, lottery, pari-mutuel, esports, and sports wagering, which uses have not been abandoned and which have been valid and continuous from a time prior to the filing date of the Application, prior to the claimed priority date, and prior to the date of first use of Applicant's Mark. Opposer's Registered Marks and Common Law Marks are collectively referred to herein as "Opposer's Marks".

17. Opposer has established a valuable reputation and good will in Opposer's Marks by reason of its long use, extensive promotion, and sale of goods and services utilized in association with them.

18. Opposer's Marks are inherently distinctive and/or have acquired distinctiveness prior to any priority date on which Applicant can rely in this proceeding.

19. Applicant's Mark as proposed for registration is substantially similar to Opposer's Marks.

20. The goods and services for which Applicant seeks to register Applicant's Mark are similar or related to the goods and services for which Opposer uses and/or has registered Opposer's Marks.

LIKELIHOOD OF CONFUSION – 15 U.S.C. 1052(d)

21. Opposer repeats and realleges each and every allegation set forth in paragraphs 1 through 20 herein.

22. Applicant's Mark so resembles Opposer's Registered Marks, when used on or in connection with the goods of Applicant, as to be likely to cause confusion, or to cause mistake, or to deceive.

23. Applicant's Mark so resembles Opposer's Trade Name, when used on or in connection with the goods and services of Applicant, as to be likely to cause confusion, or to cause mistake, or to deceive.

24. Applicant's Mark so resembles Opposer's Common Law Marks, when used on or in connection with the goods and services of Applicant, as to be likely to cause confusion, or to cause mistake, or to deceive.

25. If Applicant were granted registration of the Application herein opposed, it would thereby obtain at least a *prima facie* exclusive right to the use of Applicant's Mark. Such registration would be a source of damage and injury to Opposer.

WHEREFORE, Opposer prays that its opposition to the registration of U.S. Trademark Application Serial No. 88880243 be sustained and that Applicant's Mark be refused registration.

Respectfully submitted,

Dated: June 30, 2021

/gah/

Gary A. Hecht
Melissa E. Scott
Fox Rothschild LLP
997 Lenox Drive, Bldg. #3
Lawrenceville, NJ 08648
(215) 299-2416
ghecht@foxrothschild.com
mscott@foxrothschild.com
dmcgregor@foxrothschild.com
ipdocket@foxrothschild.com

ATTORNEYS FOR OPPOSER

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

In the matter of Trademark Application
Serial No. 88880243, for the mark “GAMELAB”

Gaming Laboratories International, LLC,	:	Opposition No. _____
Opposer,	:	
v.	:	
Juegos Educativos SpA,	:	
Applicant.	:	

EXHIBIT A

TESS was last updated on Wed Jun 30 03:17:23 EDT 2021

Record 1 out of 1

Typed Drawing

Word Mark	GAMING LABORATORIES INTERNATIONAL
Goods and Services	IC 035. US 100 101 102. G & S: BUSINESS AUDITING IN THE FIELD OF ELECTRONIC GAMING, LOTTERY, AND PARIMUTUEL SYSTEMS, AND CONSULTING SERVICES RELATED THERETO. FIRST USE: 20020601. FIRST USE IN COMMERCE: 20020601 IC 042. US 100 101. G & S: Approval services, namely electronic gaming and lottery devices, gaming, lottery and paramutual systems and associated equipment approval services on behalf of domestic and international government gaming and lottery regulatory agencies for approving the functionality of gaming and lottery devices, gaming, lottery and paramutual systems and associated equipment for use in a particular domestic or international jurisdiction, namely state, federal or Indian jurisdictions; testing and inspecting the functionality of electronic gaming and lottery devices, gaming lottery and paramutual systems and associated equipment and consulting services related thereto. FIRST USE: 19890701. FIRST USE IN COMMERCE: 19890701
Mark Drawing Code	(1) TYPED DRAWING
Serial Number	78152832
Filing Date	August 9, 2002
Current Basis	1A
Original Filing Basis	1A
Published for Opposition	August 19, 2003
Registration Number	**2781915**
Registration Date	November 11, 2003
Owner	(REGISTRANT) Gaming Laboratories International, Inc. CORPORATION NEW JERSEY 600 Airport Road Lakewood NEW JERSEY 08701 (LAST LISTED OWNER) GAMING LABORATORIES INTERNATIONAL, LLC LIMITED LIABILITY CORPORATION DELAWARE 600 AIRPORT ROAD LAKEWOOD NEW JERSEY 08701
Assignment Recorded	ASSIGNMENT RECORDED
Attorney of	Richard C. Woodbridge, Esq.

Record	
Prior Registrations	1976115;1985058;2533113
Disclaimer	NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE GAMING APART FROM THE MARK AS SHOWN
Type of Mark	SERVICE MARK
Register	PRINCIPAL-2(F)
Affidavit Text	SECT 15. SECT 8 (6-YR). SECTION 8(10-YR) 20130625.
Renewal	1ST RENEWAL 20130625
Live/Dead Indicator	LIVE

Trademark Assignment Abstract of Title

Total Assignments: 1

Serial #: 78152832 **Filing Dt:** 08/09/2002 **Reg #:** 2781915 **Reg. Dt:** 11/11/2003

Registrant: Gaming Laboratories International, Inc.

Mark: GAMING LABORATORIES INTERNATIONAL

Assignment: 1

Reel/Frame: 3808/0261 **Recorded:** 07/02/2008 **Pages:** 12

Conveyance: ASSIGNS THE ENTIRE INTEREST

Assignor: GAMING LABORATORIES INTERNATIONAL, INC.
Exec Dt: 05/28/2008
Entity Type: CORPORATION
Citizenship: NEW JERSEY

Assignee: GAMING LABORATORIES INTERNATIONAL, LLC
600 AIRPORT ROAD
LAKEWOOD, NEW JERSEY 08701
Entity Type: LIMITED LIABILITY CORPORATION
Citizenship: DELAWARE

Correspondent: RICHARD C. WOODBRIDGE
P.O. BOX 592
PRINCETON, NJ 08542-0592

Search Results as of: 06/30/2021 10:33 AM

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Web interface last modified: August 25, 2017 v.2.6

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Trademarks > Trademark Electronic Search System (TESS)

TESS was last updated on Wed Jun 30 03:17:23 EDT 2021

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GAMING LABORATORIES INTERNATIONAL

Word Mark GAMING LABORATORIES INTERNATIONAL

Goods and Services IC 035. US 100 101 102. G & S: Business auditing in the field of electronic gaming and lottery devices, gaming, lottery and pari-mutuel systems and consulting services related thereto; industrial analysis and research, namely, business analysis and market research in the fields of gaming, iGaming, gambling, internet gambling, pari-mutuel systems, lottery, esports, and sports wagering; business auditing in the fields of gaming, iGaming, gambling, internet gambling, lottery, pari-mutuel, esports, sports wagering, and consulting services related thereto; business information, advisory and consultancy services in the field of gaming, electronic gaming, lottery, and pari-mutuel systems; information, advisory and consultancy services relating to all of the aforesaid. FIRST USE: 20020000. FIRST USE IN COMMERCE: 20020000

IC 041. US 100 101 107. G & S: Providing of training and education, namely, providing classes, seminars, courses, on-line seminars and workshops in the fields of gaming, iGaming, gambling, internet gambling, lottery, pari-mutuel, esports, and sports wagering; providing online learning and training services, namely, classes, seminars, courses and workshops in the fields of gaming, iGaming, gambling, internet gambling, lottery, pari-mutuel, esports, and sports wagering; providing training, learning and education services through integrated learning systems, namely, providing classes, seminars, courses, on-line courses and workshops in the fields of gaming, iGaming, gambling, internet gambling, lottery, pari-mutuel, esports, and sports wagering; arranging and conducting seminars, classes, workshops and training sessions in relation to computer hardware, computer software, IT systems, IT services and cyber security; learning systems services, namely, providing seminars, classes, workshops and training sessions in the fields of gaming, iGaming, gambling, internet gambling, lottery, pari-mutuel, esports, and sports wagering; information, advisory and consultancy services relating to all of the aforesaid. FIRST USE: 19990000. FIRST USE IN COMMERCE: 19990000

IC 042. US 100 101. G & S: Scientific and technological services, namely, analysis and testing of goods and services of others in the field of gaming, iGaming, gambling, internet gambling, lottery, pari-mutuel, esports, sports wagering and research relating thereto; scientific and technological services, namely, analysis and testing of goods and services of others in the field of gaming, iGaming, gambling, internet gambling, lottery, pari-mutuel, esports and sports wagering to determine conformity with certification standards; scientific and technological services, namely, testing, analysis, and evaluation of goods or services of others in the field of gaming, iGaming, gambling, internet gambling, lottery, pari-mutuel, esports and sports wagering to the order and specification of businesses, governments, and regulatory entities; scientific and technological services, namely, analysis and testing of goods and services in the fields of gaming, iGaming, gambling, internet gambling, lottery, pari-mutuel, esports, sports wagering, and research relating thereto;

industrial analysis and research services, namely, research, testing, analysis, and evaluation of goods and services of others to assure compliance with industry, regulatory, legal, business owners' and certification standards; industrial analysis and research services, namely, evaluation of goods or services of others in the field of gaming, iGaming, gambling, internet gambling, lottery, pari-mutuel, esports and sports wagering to the order and specification of businesses, governments, and regulatory entities; industrial analysis and research services, namely, testing, analysis, and evaluation of goods and services of others to assure compliance with industry, regulatory, legal, business owners' and certification standards in the fields of gaming, iGaming, gambling, internet gambling, lottery, pari-mutuel, esports and sports wagering; services of quality control testing, evaluation and approval of electronic game apparatus, of programs for electronic games, of lottery games and games of chance on behalf of national or governmental gaming regulatory authorities; certification services, namely, services of checking compliance with legal and regulatory requirements and standards of electronic game apparatus, of programs for electronic games, of lottery games and games of chance on behalf of national or governmental gaming regulatory authorities by means of scientific and technical testing, analysis and evaluation; technological certification services, namely, services of testing, analysis and evaluation of electronic game apparatus, of programs for electronic games, of lottery games and games of chance on behalf of national or governmental gaming regulatory authorities to determine conformity with certification standards; testing and inspecting the functionality of electronic gaming and lottery devices, gaming lottery and pari-mutuel systems and associated equipment and consulting services related thereto; testing, analysis and evaluation of gaming equipment and gaming software of others for the purpose of certification obtained over a wireless communication device; providing remote testing and checking in the nature of analysis and evaluation services in relation to gaming machines, electronic game apparatus, electronic games, lottery games, games of chance and slot machines, including video slot machines, of others to determine conformity with certification standards; information technology (IT) consulting services; IT security services, namely, data security consultancy in the nature of assessment of the unauthorized accessibility of sensitive information or data, including staff interviews and reviewing training materials and records; IT compliance management, namely, testing, analysis, and evaluation of the software and IT systems of others to assure compliance with industry and certification standards; quality auditing, namely, product quality testing services; product quality testing, namely, auditing of IT systems for others; cyber security services, namely, IT penetration testing services; computer security consultancy in the field of conducting security reviews and audits of computer source code; data security consultancy services; IT certification services, namely, testing, analysis and evaluation of IT technology and systems of others to determine conformity with certification standards; certification services, namely, testing, analysis and evaluation related to computer hardware, computer software, IT systems, IT services, data and cyber security goods and services of others to determine conformity with certification standards; testing, auditing, analysis and evaluation services for the purpose of determining conformity with certification standards of computer hardware, computer software, IT systems, IT services and cyber security processes; information, advisory and consultancy services relating to analyzing, evaluating and testing of goods and services of others in the fields of gaming, iGaming, gambling, internet gambling, lottery, pari-mutuel, esports, and sports wagering; information, advisory, and technical support in the nature of troubleshooting computer software problems; quality auditing, namely, determining the adequacy of the physical security of IT infrastructures; and information, advisory and consultancy services relating to all of the aforesaid. FIRST USE: 19890000. FIRST USE IN COMMERCE: 19890000

IC 045. US 100 101. G & S: Security incident response and investigation services, namely, detective, criminal, private and accident investigation services; reviewing standards and practices to assure compliance with laws and regulations in the fields of gaming, iGaming, gambling, internet gambling, pari-mutuel systems, lottery, esports, and sports wagering; interviewing of staff of others for security purposes; conducting security investigations, namely, conducting staff interviews to assess and ascertain the unauthorized accessibility of sensitive information or data; physical security consultancy services, namely, reviewing training material and records to assess and ascertain the unauthorized accessibility of sensitive information or data; certification services, namely, services of legal analysis regarding legality and regulatory compliance of electronic game apparatus, of programs for electronic games, of lottery games, iGaming, gambling, pari-mutuel games, internet gambling, esports, sports wagering and games of chance on behalf of businesses and national or governmental gaming regulatory authorities; information, advisory and consultancy services relating to compliance with laws and regulations in the fields of gaming, iGaming, gambling, internet gambling, pari-mutuel, lottery, esports, and sports wagering. FIRST USE: 19890000. FIRST USE IN COMMERCE: 19890000

Standard Characters Claimed	
Mark Drawing Code	(4) STANDARD CHARACTER MARK
Serial Number	87939567
Filing Date	May 29, 2018

Current Basis	1A
Original Filing Basis	1B
Published for Opposition	October 22, 2019
Registration Number	**5952765**
International Registration Number	1499650
Registration Date	January 7, 2020
Owner	(REGISTRANT) Gaming Laboratories International LLC LIMITED LIABILITY COMPANY DELAWARE 600 Airport Road Lakewood NEW JERSEY 08701
Attorney of Record	Gary A. Hecht
Prior Registrations	2781915;2781916
Disclaimer	NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "GAMING" APART FROM THE MARK AS SHOWN
Type of Mark	SERVICE MARK
Register	PRINCIPAL-2(F)
Live/Dead Indicator	LIVE

No assignment has been recorded at the USPTO

For Serial Number: 87939567

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Web interface last modified: August 25, 2017 v.2.6

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Word Mark	GAMING LABORATORIES INTERNATIONAL
Goods and Services	IC 035. US 100 101 102. G & S: business auditing in the field of electronic gaming, lottery, and parimutel systems, and consulting services related thereto. FIRST USE: 20020601. FIRST USE IN COMMERCE: 20020601 IC 042. US 100 101. G & S: Approval services, namely electronic gaming and lottery devices, gaming, lottery and paramutual systems and associated equipment approval services on behalf of domestic and international government gaming and lottery regulatory agencies for approving the functionality of gaming and lottery devices, gaming, lottery and paramutual systems and associated equipment for use in a particular domestic or international jurisdiction, namely state, federal or Indian jurisdictions; testing and inspecting the functionality of electronic gaming and lottery devices, gaming, lottery and paramutual systems and associated equipment and consulting services related thereto. FIRST USE: 20020601. FIRST USE IN COMMERCE: 20020601
Mark Drawing Code	(3) DESIGN PLUS WORDS, LETTERS, AND/OR NUMBERS
Design Search Code	01.07.01 - Globes with outlines of continents 01.07.02 - Globes with meridians and parallels only 26.01.08 - Circles having letters or numerals as a border; Circles having punctuation as a border; Letters, numerals or punctuation forming or bordering the perimeter of a circle
Serial Number	78152856
Filing Date	August 9, 2002
Current Basis	1A
Original Filing Basis	1A
Published for Opposition	August 19, 2003

Registration Number	**2781916**
Registration Date	November 11, 2003
Owner	(REGISTRANT) Gaming Laboratories International, Inc. CORPORATION NEW JERSEY 600 Airport Road Lakewood NEW JERSEY 08701 (LAST LISTED OWNER) GAMING LABORATORIES INTERNATIONAL, LLC LIMITED LIABILITY CORPORATION DELAWARE 600 AIRPORT ROAD LAKEWOOD NEW JERSEY 08701
Assignment Recorded	ASSIGNMENT RECORDED
Attorney of Record	Richard C. Woodbridge, Esq.
Prior Registrations	1976115;1985058;2533113
Disclaimer	NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "GAMING" APART FROM THE MARK AS SHOWN
Description of Mark	Color is not claimed as a feature of the mark.
Type of Mark	SERVICE MARK
Register	PRINCIPAL-2(F)
Affidavit Text	SECT 15. SECT 8 (6-YR). SECTION 8(10-YR) 20130625.
Renewal	1ST RENEWAL 20130625
Live/Dead Indicator	LIVE

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Trademark Assignment Abstract of Title

Total Assignments: 1

Serial #: 78152856 **Filing Dt:** 08/09/2002 **Reg #:** 2781916 **Reg. Dt:** 11/11/2003

Registrant: Gaming Laboratories International, Inc.

Mark: GAMING LABORATORIES INTERNATIONAL

Assignment: 1

Reel/Frame: 3808/0261 **Recorded:** 07/02/2008 **Pages:** 12

Conveyance: ASSIGNS THE ENTIRE INTEREST

Assignor: GAMING LABORATORIES INTERNATIONAL, INC.
Exec Dt: 05/28/2008
Entity Type: CORPORATION
Citizenship: NEW JERSEY

Assignee: GAMING LABORATORIES INTERNATIONAL, LLC
600 AIRPORT ROAD
LAKEWOOD, NEW JERSEY 08701
Entity Type: LIMITED LIABILITY CORPORATION
Citizenship: DELAWARE

Correspondent: RICHARD C. WOODBRIDGE
P.O. BOX 592
PRINCETON, NJ 08542-0592

Search Results as of: 06/30/2021 10:35 AM

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GAMING LABS CERTIFIED

Word Mark	GAMING LABS CERTIFIED
Goods and Services	IC A . US A . G & S: Electronic gaming and lottery devices and associated equipment. FIRST USE: 20000901. FIRST USE IN COMMERCE: 20000901
Standard Characters Claimed	
Mark Drawing Code	(4) STANDARD CHARACTER MARK
Serial Number	78741623
Filing Date	October 27, 2005
Current Basis	1A
Original Filing Basis	1A
Published for Opposition	October 10, 2006
Registration Number	**3189133**
Registration Date	December 26, 2006
Owner	(REGISTRANT) Gaming Laboratories International, Inc. CORPORATION NEW JERSEY 600 Airport Road Lakewood NEW JERSEY 08701 (LAST LISTED OWNER) GAMING LABORATORIES INTERNATIONAL, LLC LIMITED LIABILITY CORPORATION DELAWARE 600 AIRPORT ROAD LAKEWOOD NEW JERSEY 08701

Assignment Recorded	ASSIGNMENT RECORDED
Attorney of Record	Richard C. Woodbridge, Esq.
Prior Registrations	2533113;2697155
Disclaimer	NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "GAMING" and "CERTIFIED" APART FROM THE MARK AS SHOWN
Type of Mark	CERTIFICATION MARK
Register	PRINCIPAL-2(F)
Affidavit Text	SECT 15. SECT 8 (6-YR). SECTION 8(10-YR) 20170617.
Renewal	1ST RENEWAL 20170617
Other Data	The certifier has a bone fide intention to exercise legitimate control over the use of the certification mark in commerce. The certification mark, as used by persons authorized by the certifier, certifies that the goods provided comply with governmental gaming and lottery regulatory agencies' standards concerning the functionality of the goods for use in a particular State, Federal or Indian jurisdiction.
Live/Dead Indicator	LIVE

Trademark Assignment Abstract of Title

Total Assignments: 1

Serial #: 78741623 **Filing Dt:** 10/27/2005 **Reg #:** 3189133 **Reg. Dt:** 12/26/2006

Registrant: Gaming Laboratories International, Inc.

Mark: GAMING LABS CERTIFIED

Assignment: 1

Reel/Frame: 3808/0261 **Recorded:** 07/02/2008 **Pages:** 12

Conveyance: ASSIGNS THE ENTIRE INTEREST

Assignor: GAMING LABORATORIES INTERNATIONAL, INC. **Exec Dt:** 05/28/2008

Entity Type: CORPORATION

Citizenship: NEW JERSEY

Assignee: GAMING LABORATORIES INTERNATIONAL, LLC **Entity Type:** LIMITED LIABILITY CORPORATION

600 AIRPORT ROAD **Citizenship:** DELAWARE

LAKEWOOD, NEW JERSEY 08701

Correspondent: RICHARD C. WOODBRIDGE

P.O. BOX 592

PRINCETON, NJ 08542-0592

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TESS was last updated on Wed Jun 30 03:17:23 EDT 2021

Record 1 out of 1

Word Mark	GAMING LABS CERTIFIED
Goods and Services	IC A . US A . G & S: Electronic gaming and lottery devices and associated equipment. FIRST USE: 20000901. FIRST USE IN COMMERCE: 20000901
Mark Drawing Code	(3) DESIGN PLUS WORDS, LETTERS, AND/OR NUMBERS
Design Search Code	24.17.15 - Check marks 26.09.02 - Plain single line squares; Squares, plain single line
Serial Number	76238498
Filing Date	April 10, 2001
Current Basis	1A
Original Filing Basis	1B
Published for Opposition	December 24, 2002
Registration Number	**2697155**
Registration Date	March 18, 2003
Owner	(REGISTRANT) Gaming Laboratories International Incorporated CORPORATION NEW JERSEY 600 Airport Road Lakewood NEW JERSEY 08701 (LAST LISTED OWNER) GAMING LABORATORIES INTERNATIONAL, LLC LIMITED LIABILITY CORPORATION DELAWARE 600 AIRPORT ROAD LAKEWOOD NEW JERSEY 08701
Assignment Recorded	ASSIGNMENT RECORDED
Attorney of	Richard C. Woodbridge, Esq.

Record	
Prior Registrations	1976115;1985058;2533113
Disclaimer	NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "GAMING" and "CERTIFIED" APART FROM THE MARK AS SHOWN
Type of Mark	CERTIFICATION MARK
Register	PRINCIPAL-2(F)-IN PART
Affidavit Text	SECT 15. SECT 8 (6-YR). SECTION 8(10-YR) 20120928.
Renewal	1ST RENEWAL 20120928
Other Data	The certification mark, intended to be used by authorized persons, is intended to certify that the electronic gaming and lottery devices and associated equipment comply with governmental gaming and lottery regulatory agencies' standards concerning the functionality of the devices and equipment for use in particular State, Federal or Indian Jurisdictions.
Live/Dead Indicator	LIVE
Distinctiveness Limitation Statement	as to "GAMING LABS."

Trademark Assignment Abstract of Title

Total Assignments: 1

Serial #: 76238498 **Filing Dt:** 04/10/2001 **Reg #:** 2697155 **Reg. Dt:** 03/18/2003

Registrant: Gaming Laboratories International Incorp

Mark: GAMING LABS CERTIFIED

Assignment: 1

Reel/Frame: 3808/0261 **Recorded:** 07/02/2008 **Pages:** 12

Conveyance: ASSIGNS THE ENTIRE INTEREST

Assignor: GAMING LABORATORIES INTERNATIONAL, INC. **Exec Dt:** 05/28/2008

Entity Type: CORPORATION

Citizenship: NEW JERSEY

Assignee: GAMING LABORATORIES INTERNATIONAL, LLC **Entity Type:** LIMITED LIABILITY CORPORATION

600 AIRPORT ROAD **Citizenship:** DELAWARE

LAKEWOOD, NEW JERSEY 08701

Correspondent: RICHARD C. WOODBRIDGE

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