

ESTTA Tracking number: **ESTTA1192262**

Filing date: **02/21/2022**

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	Glo Digital, Inc.
Granted to date of previous extension	02/20/2022
Address	1740 STANFORD STREET SANTA MONICA, CA 90404 UNITED STATES
Attorney information	REBECCA LIEBOWITZ VENABLE LLP P.O. BOX 34385 WASHINGTON, DC 20043 UNITED STATES Primary email: trademarkdocket@venable.com Secondary email(s): rliebowitz@venable.com, csmitros@venable.com 2023444976
Docket no.	120741551472

### Applicant information

Application no.	79276318	Publication date	08/24/2021
Opposition filing date	02/21/2022	Opposition period ends	02/20/2022
International registration no.	1508754	International registration date	09/24/2019
Applicant	Zappy Limited 23 WILLIAM STREET SOUTH DUBLIN 2 IRELAND		

### Goods/services affected by opposition

Class 009. First Use: None First Use In Commerce: None

All goods and services in the class are opposed, namely: downloadable computer software for managing and tracking gym memberships, prospecting for potential customers, accessing and facilitating transaction payments, scheduling fitness classes, managing and tracking reports and contracts; downloadable computer software for sending targeted messages to gym members and prospects based on engagement, activity and purchases; downloadable software applications for mobile devices for booking gym services, purchasing of in person and virtual fitness services, accessing schedules and other booking and scheduling information and receiving electronic communications; downloadable software in the nature of a mobile application in the field of business management assistance for accessing prospecting data, payment information, booking and scheduling information, reports, contracts and membership management tools being class schedules and membership information


Class 042. First Use: None First Use In Commerce: None

All goods and services in the class are opposed, namely: Software as a service (SaaS) services featuring software for sending targeted messages to members based on engagement, activity and purchases; consulting in the field of cloud computing and professional computer software consulting for gyms, studios and fitness clubs in the field of cloud computing; Computer software consultancy services; software as a service (SaaS) services featuring software for use in business management services, namely, for booking and scheduling in person and virtual fitness classes, prospecting for potential customers, facilitating payment transactions, sending marketing information, reporting data and membership management; cloud computing featuring software in the field of businesses management services, namely, for accessing prospecting data, payment transactions, booking and scheduling information, reports, contracts and membership management tools being class schedules and membership information accessible via means of a mobile device


## Grounds for opposition

Priority and likelihood of confusion	Trademark Act Section 2(d)
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## Marks cited by opposer as basis for opposition

U.S. registration no.	4735449	Application date	03/11/2010
Register	Principal		
Registration date	05/12/2015	Foreign priority date	NONE
Word mark	GLO		
Design mark			
Description of mark	NONE		
Goods/services	Class 041. First use: First Use: Apr 2009 First Use In Commerce: Apr 2009 Providing news, information and commentary in the fields of fashion, entertainment, home decor, interior decorating, interior design, music, movies, books, current events, and clothing; none of the aforesaid services in connection with the study of the Bible or Christian publications Class 044. First use: First Use: Apr 2009 First Use In Commerce: Apr 2009 Providing an interactive website featuring information in the fields of health and beauty Class 045. First use: First Use: Apr 2009 First Use In Commerce: Apr 2009 Providing an interactive website featuring information on lifestyles and personal and professional relationships		

U.S. registration no.	4993684	Application date	12/26/2012
Register	Principal		
Registration date	07/05/2016	Foreign priority	NONE

		date	
Word mark	GLO		
Design mark			
Description of mark	NONE		
Goods/services	<p>Class 009. First use: First Use: Dec 2014 First Use In Commerce: Dec 2014 Downloadable physical fitness and exercise instructional video and audio recordings with or without pre-recorded music via the Internet and wireless devices; digital media, namely, downloadable audio and video recordings, featuring fitness, exercise, music and health-related issues; downloadable multimedia file containing artwork, text, audio, video, and Internet web links relating to fitness, exercise, music and health-related matters; downloadable electronic publications in the form of brochures, leaflets, and workbooks featuring fitness, exercise, music and health-related issues</p> <p>Class 038. First use: First Use: Dec 2014 First Use In Commerce: Dec 2014 Broadcasting and streaming of audio-visual media content in the fields of fitness, exercise and health-related matters via a global computer network; webcasting services related to fitness, exercise, wellness, nutrition and health-related issues; providing access to online forums for transmission of messages and blogs-related to fitness, exercise, wellness, nutrition and health-related issues over the Internet; providing online electronic bulletin boards for transmission of messages among users related to fitness, exercise, wellness, nutrition and health-related issues; providing on-line chatrooms related to fitness, exercise, wellness, nutrition and health-related issues for social networking; web messaging services related to fitness, exercise, wellness, nutrition and health-related issues; video-on demand transmission services related to fitness, exercise, wellness, nutrition and health-related issues via the Internet; providing online forums for transmission of messages featuring fitness, exercise, music and health-related matters; electronic transmission and streaming of digital media content related to fitness, exercise, wellness, nutrition and health-related issues for others via global and local computer networks; streaming of audio, visual and audiovisual material via a global computer network related to fitness, exercise, wellness, nutrition and health-related issues; communications services, namely, transmitting streamed sound and audio-visual recordings related to fitness, exercise, wellness, nutrition and health-related issues via the Internet; streaming of video and audio material related to fitness, exercise, wellness, nutrition and health-related issues on the Internet; providing access to computer databases related to fitness, exercise, wellness, nutrition and health-related issues; electronic transmission of instant messages and data related to fitness, exercise, wellness, nutrition and health-related issues</p> <p>Class 041. First use: First Use: Dec 2014 First Use In Commerce: Dec 2014 Education and entertainment services, namely, online instruction in the fields of exercise, fitness, music and health-related matters; providing online information via a global computer network on the subjects of exercise, fitness and music; electronic publishing services, namely, publication of text, graphics, photographs, images, and audio-visual works of others online for streaming featuring</p>		

	<p>exercise, fitness, music, and health-related matters; providing blogs in the nature of an online journal over the Internet featuring exercise, fitness, music, and health-related matters; providing a website featuring non-downloadable audio-visual content, specifically, motion pictures, videos, music videos, music, videoclips, audio clips, music clips, film clips, and photographs, in the fields of exercise, fitness, and music; consulting services in the fields of exercise and fitness; physical fitness instruction; physical fitness training services; providing a web site featuring information on exercise and fitness; providing information in the field of fitness and exercise; electronic publishing services, namely, publishing of online works of others featuring user-created text, audio, video, and graphics related to fitness, exercise, wellness, nutrition and health-related issues</p> <p>Class 044. First use: First Use: Dec 2014 First Use In Commerce: Dec 2014</p> <p>Providing a website featuring informational, non-downloadable audio-visual content, specifically, photographic, audio and video presentations in the fields of health-related matters, namely, health, wellness, and nutrition; consulting services in the fields of health-related matters, namely, health, wellness, and nutrition; providing information in the fields of health-related matters, namely, health, wellness, and nutrition</p>
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U.S. registration no.	6119177	Application date	05/12/2016
Register	Principal		
Registration date	08/04/2020	Foreign priority date	NONE
Word mark	GLO		
Design mark			
Description of mark	NONE		
Goods/services	<p>Class 009. First use: First Use: Dec 18, 2018 First Use In Commerce: Dec 18, 2018</p> <p>Downloadable software in the nature of a mobile application that provides physical fitness and exercise instructional videos; Computer software for wireless data communication for receiving, processing, transmitting and displaying information relating to fitness, health, wellness, computer software for managing information regarding tracking, compliance and motivation with a health and fitness program</p>		

Attachments	<p>77956879#TMSN.png( bytes )</p> <p>85810776#TMSN.png( bytes )</p> <p>87035139#TMSN.png( bytes )</p> <p>GLOFOX and Design Opposition.pdf(1818801 bytes )</p>
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Signature	/Catherine Mitros/
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Name	Catherine Mitros
Date	02/21/2022

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

Glo Digital, Inc.

Opposer,

v.

Zappy Limited

Applicant.


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

Serial No. 79/276,318

Mark:  glofox

**Attorney's Reference: 120741-551472**

NOTICE OF OPPOSITION

The application for registration of the trademark  filed by Zappy Limited, a Ireland private company limited by shares, Application Serial No. 79/276,318, covers “downloadable computer software for managing and tracking gym memberships, prospecting for potential customers, accessing and facilitating transaction payments, scheduling fitness classes, managing and tracking reports and contracts; downloadable computer software for sending targeted messages to gym members and prospects based on engagement, activity and purchases; downloadable software applications for mobile devices for booking gym services, purchasing of in person and virtual fitness services, accessing schedules and other booking and scheduling information and receiving electronic communications; downloadable software in the nature of a mobile application in the field of business management assistance for accessing prospecting data, payment information, booking and scheduling information, reports, contracts and membership management tools being class schedules and membership information” in Class 9 and “Software as a service (SaaS) services featuring software for sending targeted messages to members based on engagement, activity and purchases; consulting in the field of cloud computing and

professional computer software consulting for gyms, studios and fitness clubs in the field of cloud computing; Computer software consultancy services; software as a service (SaaS) services featuring software for use in business management services, namely, for booking and scheduling in person and virtual fitness classes, prospecting for potential customers, facilitating payment transactions, sending marketing information, reporting data and membership management; cloud computing featuring software in the field of businesses management services, namely, for accessing prospecting data, payment transactions, booking and scheduling information, reports, contracts and membership management tools being class schedules and membership information accessible via means of a mobile device” in Class 42 (the “GLOFOX Mark”). The application was published for opposition in the *Official Gazette* on August 24, 2021. Glo Digital, Inc., a Delaware corporation, believes that it will be damaged by registration of the mark shown in said Application Serial No. 79/276,318 and hereby opposes the same.

As grounds for opposition, it is alleged that:

1. Opposer is the owner of the following U.S. Registrations for the mark **GLO** (U.S. Trademark Registration Nos. 4,735,449, 4,993,684 and 6,119,177), as well as additional marks used by Opposer for which it has registrations and to which it has common law rights (hereinafter, collectively, the “GLO Marks”). *See* Exhibit A.

2. Opposer owns registrations for the GLO Marks (see listing below) which cover software in the field of fitness, health and wellness, and a number of related goods and services, namely:

<u>Mark/Name</u>	<u>Goods and Services</u>	<u>Serial No. or Registration No.</u>
<b>GLO</b>	<b>Class 41:</b> Providing news, information and commentary in the fields of fashion, entertainment, home decor, interior decorating, interior design, music, movies, books, current events, and clothing; none of the aforesaid services in connection with the study of the Bible or Christian publications	Ser. No.: 77/956879 Reg. No.: 4,735,449

<u>Mark/Name</u>	<u>Goods and Services</u>	<u>Serial No. or Registration No.</u>
	<p><b>Class 44:</b> Providing an interactive website featuring information in the fields of health and beauty</p> <p><b>Class 45:</b> Providing an interactive website featuring information on lifestyles and personal and professional relationships</p>	
<b>GLO</b>	<p><b>Class 9:</b> Downloadable physical fitness and exercise instructional video and audio recordings with or without pre-recorded music via the Internet and wireless devices; digital media, namely, downloadable audio and video recordings, featuring fitness, exercise, music and health-related issues; downloadable multimedia file containing artwork, text, audio, video, and Internet web links relating to fitness, exercise, music and health-related matters; downloadable electronic publications in the form of brochures, leaflets, and workbooks featuring fitness, exercise, music and health-related issues</p> <p><b>Class 38:</b> Broadcasting and streaming of audio-visual media content in the fields of fitness, exercise and health-related matters via a global computer network; webcasting services related to fitness, exercise, wellness, nutrition and health-related issues; providing access to online forums for transmission of messages and blogs related to fitness, exercise, wellness, nutrition and health-related issues over the Internet; providing online electronic bulletin boards for transmission of messages among users related to fitness, exercise, wellness, nutrition and health-related issues; providing on-line chat rooms related to fitness, exercise, wellness, nutrition and health-related issues for social networking; web messaging services related to fitness, exercise, wellness, nutrition and health-related issues; video-on demand transmission services related to fitness, exercise, wellness, nutrition and health-related issues via the Internet; providing online forums for transmission of messages featuring fitness, exercise, music and health-related matters; electronic transmission and streaming of digital media content related to fitness, exercise, wellness, nutrition and health-related issues for others via global and local computer networks; streaming of audio, visual and audiovisual material via a global computer network related to fitness, exercise, wellness, nutrition and health-related issues; communications services, namely, transmitting streamed sound and audio-visual recordings related to fitness, exercise, wellness, nutrition and health-related issues via the Internet; streaming of video and audio material related to fitness, exercise, wellness, nutrition and health-related issues on the Internet; providing access to computer databases related to fitness, exercise, wellness, nutrition and health-related issues; electronic transmission of instant messages and data related to fitness, exercise, wellness, nutrition and health-related issues</p> <p><b>Class 41:</b> Education and entertainment services, namely, online instruction in the fields of exercise, fitness, music and health-related matters; providing online information via a global computer network on the subjects of exercise, fitness and music; electronic publishing services, namely, publication of text, graphics, photographs, images, and audio-visual works of others online for streaming featuring exercise, fitness, music, and health-related matters; providing blogs in the nature of an online</p>	<p>Ser. No.: 85/810776</p> <p>Reg. No.: 4,993,684</p>



<u>Mark/Name</u>	<u>Goods and Services</u>	<u>Serial No. or Registration No.</u>
	<p>journal over the Internet featuring exercise, fitness, music, and health-related matters; providing a website featuring non-downloadable audio-visual content, specifically, motion pictures, videos, music videos, music, video clips, audio clips, music clips, film clips, and photographs, in the fields of exercise, fitness, and music; consulting services in the fields of exercise and fitness; physical fitness instruction; physical fitness training services; providing a web site featuring information on exercise and fitness; providing information in the field of fitness and exercise; electronic publishing services, namely, publishing of online works of others featuring user-created text, audio, video, and graphics related to fitness, exercise, wellness, nutrition and health-related issues</p> <p><b>Class 44:</b> Providing a website featuring informational, non-downloadable audio-visual content, specifically, photographic, audio and video presentations in the fields of health-related matters, namely, health, wellness, and nutrition; consulting services in the fields of health-related matters, namely, health, wellness, and nutrition; providing information in the fields of health-related matters, namely, health, wellness, and nutrition</p>	
<b>GLO</b>	<p><b>Class 9:</b> Downloadable software in the nature of a mobile application that provides physical fitness and exercise instructional videos; Computer software for wireless data communication for receiving, processing, transmitting and displaying information relating to fitness, health, wellness, computer software for managing information regarding tracking, compliance and motivation with a health and fitness program</p>	<p>Ser. No.: 87/035139 Reg. No.: 6,119,177</p>

3. Opposer, and/or a predecessor in interest of the mark, filed its trademark application for the mark that is the subject of Registration Number 4,735,449 on March 11, 2010.

4. The mark that is the subject of Registration Number 4,735,449 was in use at least as early as April 2009.

5. Opposer, and/or a predecessor in interest of the mark, filed its trademark application for the mark that is the subject of Registration Number 4,993,684 on December 26, 2012.

6. The mark that is the subject of Registration Number 4,993,684 was in use at least as early as December 2014.

7. Opposer, and/or a predecessor in interest of the mark, filed its trademark application for the mark that is the subject of Registration Number 6,119,177 on May 12, 2016.

8. The mark that is the subject of Registration Number 6,119,177 was in use in commerce at least as early as December 18, 2018.

9. Applicant filed its application for the GLOFOX Mark on September 24, 2019 as a US extension of its international registration.

10. Opposer's first use and/or filing dates for the Registrations listed above predate Applicant's September 24, 2019 filing date, and predate the earliest date on which Applicant can rely, and thus Opposer's rights are senior to those of Applicant.

11. Applicant's GLOFOX Mark is confusingly similar to Opposer's GLO Marks. As such, consumers will undoubtedly associate Applicant's goods and services under the GLOFOX Mark with Opposer's goods and services offered under the GLO Marks.

12. Opposer's GLO Marks and Applicant's GLOFOX Mark are highly similar.

13. Opposer's GLO Marks and Applicant's GLOFOX Mark share the identical letterstring "GLO".

14. The letterstring "GLO" is a dominant portion of Opposer's GLO Marks.

15. The letterstring "GLO" is a dominant portion of Applicant's GLOFOX Mark.

16. "GLO" and "GLO" are identical.

17. Applicant's GLOFOX Mark wholly incorporates Opposer's GLO Marks.

18. Opposer's GLO Marks are standard character marks and therefore could encompass any and all fonts and stylizations, including the stylization and color of the GLOFOX Mark.

19. Applicant's services are identical and/or substantially related to Opposer's goods and services. For example, Opposer's Registration No. 6,119,177 covers, "Downloadable software in the nature of a mobile application that provides physical fitness and exercise instructional videos" and "Computer software for wireless data communication for receiving, processing, transmitting and displaying information relating to fitness, health, wellness, computer software for managing information regarding tracking, compliance and motivation with a health and fitness program." Applicant's Application Serial No. 79/276,318 covers "downloadable computer software for managing and tracking gym memberships, prospecting for potential customers, accessing and facilitating transaction payments, scheduling fitness classes, managing and tracking reports and contracts."

20. The computer software under both Applicant's GLOFOX Mark and Opposer's GLO Marks have identical and/or highly related functionalities.

21. The subject matter of Applicant's software, namely fitness, is identical and/or closely related to the subject matter of Opposer's goods and services.

22. Neither Applicant's GLOFOX Mark nor Opposer's GLO Marks contain limitations restricting the channels of trade.

23. Applicant's and Opposer's good and services are sold and/or offered to the same class of consumers.

24. Opposer believes and alleges that Applicant's GLOFOX Mark, when applied to the services listed in Application Serial No. 79/276,318, is likely to cause confusion or mistake or to deceive and mislead the trade and purchasing public into believing (a) that Opposer is the source of the Applicant's services; (b) that Opposer sponsors, approves or endorses Applicant's

services; (c) that Applicant is authorized, licensed to and/or controlled by Opposer; or (d) that Applicant is a division or subsidiary of, or in some way related to Opposer.

25. Applicant's GLOFOX Mark "so resembles a mark registered in the Patent and Trademark Office, or a mark...previously used in the United States and not abandoned, as to be likely, when applied to the goods of the applicant, to cause confusion, or to cause mistake or to deceive." 15 U.S.C § 1052(d).

26. For the reasons set forth in the foregoing paragraphs, Applicant is not entitled to register its GLOFOX Mark and the application should be denied in accordance with Section 2(d) of the Lanham Act, 15 U.S.C § 1052(d).

27. If Applicant is granted the registration herein opposed, it would thereby obtain at least a *prima facie* exclusive right to the use of its GLOFOX Mark. Such registration would be a source of further damage and injury to Opposer.

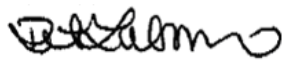
WHEREFORE, Opposer prays that Application Serial No. 79/276,318 be rejected, and that registration of Applicant's GLOFOX Mark shown and specified therein be refused and denied, and that this Opposition be sustained in favor of Opposer.

Opposer is submitting a filing fee of \$1,200.00 via credit card. If for any reason this payment method is unsuccessful, authorization is granted to charge the filing fee of \$1,200.00 to Deposit Account No. 22-0261 and notify the undersigned accordingly.

Opposer appoints Rebecca Liebowitz and Catherine Mitros, along with the law firm of Venable LLP, P.O. Box 34385, Washington, D.C. 20043-9998 to transact all business on its behalf in connection with this Opposition.

Respectfully submitted,

Date: February 21, 2022

By:   
Rebecca Liebowitz, Esq.

Catherine Mitros, Esq.  
Venable LLP  
P.O. Box 34385  
Washington, D.C. 20043  
Telephone: (202) 344-4000  
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Attorneys for Opposer



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# GLO

**Word Mark** GLO

**Goods and Services** IC 041. US 100 101 107. G & S: Providing news, information and commentary in the fields of fashion, entertainment, home decor, interior decorating, interior design, music, movies, books, current events, and clothing; none of the aforesaid services in connection with the study of the Bible or Christian publications. FIRST USE: 20090400. FIRST USE IN COMMERCE: 20090400

IC 044. US 100 101. G & S: Providing an interactive website featuring information in the fields of health and beauty. FIRST USE: 20090400. FIRST USE IN COMMERCE: 20090400

IC 045. US 100 101. G & S: Providing an interactive website featuring information on lifestyles and personal and professional relationships. FIRST USE: 20090400. FIRST USE IN COMMERCE: 20090400

**Standard Characters Claimed**

**Mark Drawing Code** (4) STANDARD CHARACTER MARK

**Serial Number** 77956879

**Filing Date** March 11, 2010

**Current Basis** 1A

**Original Filing Basis** 1B

**Published for** June 26, 2012

**Opposition**

**Registration Number** 4735449

**Registration Date** May 12, 2015

**Owner** (REGISTRANT) HB, L.L.C. LIMITED LIABILITY COMPANY DELAWARE 2900 Olympic Blvd., 3rd Floor Santa Monica CALIFORNIA 90404

(LAST LISTED OWNER) GLO DIGITAL, INC. CORPORATION DELAWARE 1740 STANFORD STREET SANTA MONICA CALIFORNIA 90404

**Assignment Recorded** ASSIGNMENT RECORDED

**Attorney of Record** Rebecca Liebowitz

**Type of Mark** SERVICE MARK

**Register** PRINCIPAL

**Live/Dead Indicator** LIVE

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# GLO

### Word Mark

GLO

### Goods and Services

IC 009. US 021 023 026 036 038. G & S: Downloadable physical fitness and exercise instructional video and audio recordings with or without pre-recorded music via the Internet and wireless devices; digital media, namely, downloadable audio and video recordings, featuring fitness, exercise, music and health-related issues; downloadable multimedia file containing artwork, text, audio, video, and Internet web links relating to fitness, exercise, music and health-related matters; downloadable electronic publications in the form of brochures, leaflets, and workbooks featuring fitness, exercise, music and health-related issues. FIRST USE: 20141200. FIRST USE IN COMMERCE: 20141200

IC 038. US 100 101 104. G & S: Broadcasting and streaming of audio-visual media content in the fields of fitness, exercise and health-related matters via a global computer network; webcasting services related to fitness, exercise, wellness, nutrition and health-related issues; providing access to online forums for transmission of messages and blogs related to fitness, exercise, wellness, nutrition and health-related issues over the Internet; providing online electronic bulletin boards for transmission of messages among users related to fitness, exercise, wellness, nutrition and health-related issues; providing on-line chat rooms related to fitness, exercise, wellness, nutrition and health-related issues for social networking; web messaging services related to fitness, exercise, wellness, nutrition and health-related issues; video-on demand transmission services related to fitness, exercise, wellness, nutrition and health-related issues via the Internet; providing online forums for transmission of messages featuring fitness, exercise, music and health-related matters; electronic transmission and streaming of digital media content related to fitness, exercise, wellness, nutrition and health-related issues for others via global and local computer networks; streaming of audio, visual and audiovisual material via a global computer network related to fitness, exercise, wellness, nutrition and health-related issues; communications services, namely, transmitting streamed sound and audio-visual recordings related to fitness, exercise, wellness, nutrition and health-related issues via the Internet; streaming of video and audio material related to fitness, exercise, wellness, nutrition and health-related issues on the Internet; providing access to computer databases related to fitness, exercise, wellness, nutrition and health-related issues; electronic transmission of instant messages and data related to fitness, exercise, wellness, nutrition and health-related issues. FIRST USE: 20141200. FIRST USE IN COMMERCE: 20141200

IC 041. US 100 101 107. G & S: Education and entertainment services, namely, online instruction in the fields of exercise, fitness, music and health-related matters; providing online information via a global computer network on the subjects of exercise, fitness and music; electronic publishing services, namely, publication of text, graphics,



photographs, images, and audio-visual works of others online for streaming featuring exercise, fitness, music, and health-related matters; providing blogs in the nature of an online journal over the Internet featuring exercise, fitness, music, and health-related matters; providing a website featuring non-downloadable audio-visual content, specifically, motion pictures, videos, music videos, music, video clips, audio clips, music clips, film clips, and photographs, in the fields of exercise, fitness, and music; consulting services in the fields of exercise and fitness; physical fitness instruction; physical fitness training services; providing a web site featuring information on exercise and fitness; providing information in the field of fitness and exercise; electronic publishing services, namely, publishing of online works of others featuring user-created text, audio, video, and graphics related to fitness, exercise, wellness, nutrition and health-related issues. FIRST USE: 20141200. FIRST USE IN COMMERCE: 20141200

IC 044. US 100 101. G & S: Providing a website featuring informational, non-downloadable audio-visual content, specifically, photographic, audio and video presentations in the fields of health-related matters, namely, health, wellness, and nutrition; consulting services in the fields of health-related matters, namely, health, wellness, and nutrition; providing information in the fields of health-related matters, namely, health, wellness, and nutrition. FIRST USE: 20141200. FIRST USE IN COMMERCE: 20141200

**Standard  
Characters  
Claimed**

**Mark  
Drawing  
Code** (4) STANDARD CHARACTER MARK

**Serial  
Number** 85810776

**Filing Date** December 26, 2012

**Current  
Basis** 1A

**Original  
Filing Basis** 1B

**Published for  
Opposition** January 28, 2014

**Registration  
Number** **4993684**

**Registration  
Date** July 5, 2016

**Owner** (REGISTRANT) YogaGlo, Inc. CORPORATION DELAWARE 2118 Wilshire Blvd Suite 800 Santa Monica CALIFORNIA 90403

(LAST LISTED OWNER) GLO DIGITAL, INC. CORPORATION DELAWARE 1740 STANFORD STREET SANTA MONICA CALIFORNIA 90404

**Assignment  
Recorded** ASSIGNMENT RECORDED

**Attorney of  
Record** Rebecca A. Liebowitz

**Prior  
Registrations** 3764227;4166507;4257758

**Type of Mark** TRADEMARK. SERVICE MARK

**Register** PRINCIPAL

**Live/Dead  
Indicator** LIVE

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## Record 1 out of 1

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# GLO

**Word Mark** GLO

**Goods and Services** IC 009. US 021 023 026 036 038. G & S: Downloadable software in the nature of a mobile application that provides physical fitness and exercise instructional videos; Computer software for wireless data communication for receiving, processing, transmitting and displaying information relating to fitness, health, wellness, computer software for managing information regarding tracking, compliance and motivation with a health and fitness program. FIRST USE: 20181218. FIRST USE IN COMMERCE: 20181218

**Standard Characters Claimed**

**Mark Drawing Code** (4) STANDARD CHARACTER MARK

**Serial Number** 87035139

**Filing Date** May 12, 2016

**Current Basis** 1A

**Original Filing Basis** 1B

**Published for Opposition** April 25, 2017

**Registration Number** 6119177

**Registration Date** August 4, 2020

**Owner** (REGISTRANT) YogaGlo, Inc. CORPORATION DELAWARE 1740 Stanford Street Santa Monica CALIFORNIA 90404

(LAST LISTED OWNER) GLO DIGITAL, INC. CORPORATION DELAWARE 1740 STANFORD STREET SANTA MONICA CALIFORNIA 90404

**Assignment** ASSIGNMENT RECORDED

**Recorded**

**Attorney of  
Record** Rebecca Liebowitz

**Type of  
Mark** TRADEMARK

**Register** PRINCIPAL

**Live/Dead  
Indicator** LIVE

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